Pages 4341-4364

FEDERAL REGISTER

VOLUME 25 NUMBER 96

Washington, Tuesday, May 17, 1960

Contents

(Continued on next page)

Codification Guide

The following numerical guide is a list of the parts of each title of the Code of Federal Regulations affected by documents published in today's issue. A cumulative list of parts affected, covering the current month to date, appears at the end of each issue beginning with the second issue of the month.

Monthly, quarterly, and annual cumulative guides, published separately from the daily issues, include the section numbers as well as the part numbers affected.

3 CFR

PROCLAMATIONS:
3019 (modified by Proc. 3347) 4343
3025 (see Proc. 3347) 4343
3195 (see Proc. 3347) 4343
3347 4343

7 CFR

PROPOSED RULES:
911 4351
943 4352
982 4352

14 CFR

20 4344
50 4344
507 (3 documents) 4345, 4346
600 (7 documents) 4346–4348
601 (6 documents) 4347–4349

16 CFR

13 4349

21 CFR

PROPOSED RULES:
120 4354

32 CFR

536 4350

FEDERAL REGISTER
REpublic 7-7500 Extension 3261

Published daily, except Sundays, Mondays, and days following official Federal holidays, by the Office of the Federal Register, National Archives and Records Service, General Services Administration, pursuant to the authority contained in the Federal Register Act, approved July 26, 1935 (49 Stat. 500, as amended; 44 U.S.C., ch. 8B), under regulations prescribed by the Administrative Committee of the Federal Register, approved by the President. Distribution is made only by the Superintendent of Documents, Government Printing Office, Washington 25, D.C.

The FEDERAL REGISTER will be furnished by mail to subscribers, free of postage, for $1.50 per month or $15.00 per year, payable in advance. The charge for individual copies (minimum 15 cents) varies in proportion to the size of the issue. Remit check or money order, made payable to the Superintendent of Documents, directly to the Government Printing Office, Washington 25, D.C.

The regulatory material appearing herein is keyed to the CODE OF FEDERAL REGULATIONS, which is published, under 50 titles, pursuant to section 11 of the Federal Register Act, as amended August 5, 1953. The CODE OF FEDERAL REGULATIONS is sold by the Superintendent of Documents. Prices of books and pocket supplements vary.

There are no restrictions on the republication of material appearing in the FEDERAL REGISTER, or the CODE OF FEDERAL REGULATIONS.

Presidential Documents

Title 3—THE PRESIDENT

Proclamation 3347

INCREASING IMPORT QUOTAS ON CERTAIN KINDS OF CHEESE

By the President of the United States of America

A Proclamation

WHEREAS, pursuant to section 22 of the Agricultural Adjustment Act, as amended (7 U.S.C. 624), I issued on June 8, 1953, Proclamation No. 3019 (3 CFR, 1949–1953 Comp., p. 189) imposing fees or quantitative limitations on imports of products specified in Lists I, II, and III appended to, and made a part of, that proclamation, which was amended by Proclamation No. 3025 issued June 30, 1953 (3 CFR, 1949–1953 Comp., p. 194), and Proclamation No. 3195 issued August 17, 1957 (3 CFR, 1957 Supp., p. 40); and

WHEREAS, at my request, the United States Tariff Commission has made a supplemental investigation under the authority of subsection (d) of section 22 of the Agricultural Adjustment Act to determine whether changed circumstances warrant the modification of Proclamation No. 3019, as amended, so as to permit the importation of certain kinds of cheese in excess of the quotas specified therefor in List II appended to that proclamation as amended; and

WHEREAS the Commission has submited to me a report of its supplemental investigation and its findings and recommendations in connection therewith; and

WHEREAS, on the basis of such investigation and report, I find that changed circumstances require the modification, as hereinafter provided, of Proclamation No. 3019, as amended, in order to carry out the purposes of section 22 of the Agricultural Adjustment Act, as amended:

NOW, THEREFORE, I, DWIGHT D. EISENHOWER, President of the United States of America, acting under and by virtue of the authority vested in me by section 22 of the Agricultural Adjustment Act, as amended, do hereby modify, effective July 1, 1960, List II appended to Proclamation No. 3019, as amended, (1) by deleting the figure "4,600,200" specified for "Edam and Gouda cheese" and substituting therefor the figure "9,200,400", and (2) by deleting the figure "9,200,100" specified for "Italian-type cheeses, made from cow's milk, in original loaves (Romano made from cow's milk, Reggiano, Parmesano, Provoloni, Provolette, and Sbrinz)" and substituting therefor the figure "11,500,100".

IN WITNESS WHEREOF, I have hereunto set my hand and caused the Seal of the United States of America to be affixed.

DONE at the City of Washington this eleventh day of May in the year of our Lord nineteen hundred and sixty, and of the Independence of the United States of America the one hundred and eighty-fourth.

[SEAL]

DWIGHT D. EISENHOWER

By the President:

CHRISTIAN A. HERTER,
Secretary of State.

[F.R. Doc. 60-4488; Filed, May 13, 1960; 1:15 p.m.]

Rules and Regulations

Title 14—AERONAUTICS AND SPACE

Chapter I—Federal Aviation Agency

[Reg. Docket No. 388; Amdt. 2013; Supp. 11]

PART 20—PILOT AND INSTRUCTOR CERTIFICATES

Special Issuance of Pilot Certificates

Section 20.110(b) of the Civil Air Regulations provides for the issuance of a private or commercial pilot or limited flight instructor certificate or an instrument or aircraft rating without further showing of competence to an applicant who has graduated from an approved course of a certificated flying school within the preceding 90 days if the Administrator finds that the aeronautical knowledge and skill requirements of such course are the equivalent of those prescribed in Part 20. Airman agencies whose courses are found to meet the requirements of this section may be issued examining authority by the Federal Aviation Agency, after which specified pilot certificates and ratings are issued to qualified graduates without additional written or flight tests.

Certificated airman agencies may obtain such examining authority only if their approved courses provide both ground school and flight training which are adequate to insure that graduates meet the certification standards. This requires ground as well as flight training personnel, facilities, and equipment; and a means of developing and maintaining current written examinations which are the equivalent of those prescribed by the FAA for the particular certificates or ratings involved.

Many certificated airman agencies are well qualified to provide flight training and testing to meet the aeronautical skill requirements of Part 20, and others are equally well qualified to provide ground school training and testing to meet the aeronautical knowledge requirements of this part. However, very few are qualified with respect to training and testing for both aeronautical knowledge and skill. We believe that such agencies which are not qualified to provide both services should be permitted to examine their graduates for aeronautical skill only, or for aeronautical knowledge only, depending upon their particular qualifications. Graduates of agencies authorized to conduct examinations for aeronautical skill only, or for aeronautical knowledge only, will be required to pass the prescribed FAA aeronautical knowledge or aeronautical skill examination, respectively, before they may be certificated.

Accordingly, § 20.110(b) of the Civil Air Regulations is being revised to provide for acceptance of the certificate of graduation from an authorized airman agency as evidence that the applicant has met the aeronautical knowledge requirements, or the aeronautical skill requirements, or both the aeronautical knowledge and skill requirements of Part 20. This amendment will have no effect upon those agencies which now have examining authority for both aeronautical knowledge and skill, or upon those which may subsequently apply for such authorization.

The heading of § 20.110 and the first sentence of paragraph (a) of the section are being changed to conform with the terminology of Part 50 of the Civil Air Regulations.

Since this regulatory action imposes no additional burden upon any person, notice and public procedure hereon are unnecessary, and good cause exists for making the amendment effective on less than 30 days' notice.

In consideration of the foregoing, Part 20 of the Civil Air Regulations (14 CFR Part 20) is hereby amended as follows, effective May 17, 1960:

1. By amending § 20.110 by changing the title to read *"Graduates of certificated airman agencies."*

2. By amending § 20.110(a) by deleting the words "flying school" and inserting in lieu thereof the words "airman agency with a flying school rating."

3. By amending § 20.110(b) to read as follows:

§ 20.110 Graduates of certificated airman agencies.

* * * * *

(b) An applicant for a certificate or rating issued under the provisions of this part may be deemed to have met both the aeronautical knowledge and skill requirements, or the aeronautical knowledge requirements only, or the aeronautical skill requirements only, for such certificate or rating if he has, within the preceding 90 days, graduated from the appropriate approved course of a certificated airman agency which is authorized by the Federal Aviation Agency to examine such applicants with respect to aeronautical skill or knowledge, or both.

§ 20.110–1 [Deletion]

4. By deleting § 20.110–1.

(Secs. 313(a), 601, 602, 72 Stat. 752, 775, 776; 49 U.S.C. 1354, 1421, 1422)

Issued in Washington, D.C., on May 10, 1960.

JAMES T. PYLE,
Acting Administrator.

[F.R. Doc. 60-4398; Filed, May 16, 1960; 8:45 a.m.]

[Reg. Docket No. 389; Amdt. 50-2; Supp. No. 11]

PART 50—AIRMAN AGENCY CERTIFICATES

Flying School Curriculums and Examining Authority

This amendment contains changes of policy material pertinent to Part 50 which are necessary because of recent amendments of the private and commercial pilot (airplane rating) certification requirements prescribed in Part 20 of the Civil Air Regulations. It also includes the addition of a new § 50.35 to provide for the issuance of authority to certificated airman agencies to conduct examinations of their graduates to determine compliance with specified certification standards of Part 20 of the Civil Air Regulations.

Civil Air Regulations Amendment 20–12, effective March 16, 1960, requires flight instruction in the control of an airplane solely by reference to instruments as part of the aeronautical experience requirements for private pilot applicants; and 10 hours of instruction in the operation of an airplane in flight solely by reference to instruments, including at least 5 hours of dual instrument flight instruction given by a rated instrument flight instructor, as part of the aeronautical experience requirements for commercial pilot applicants. An appropriate demonstration of ability to control an airplane in flight solely by reference to instruments is also required by Amendment 20–12 as an aeronautical skill requirement for private and commercial pilot applicants.

The considerations and justifications presented in support of the instrument flight instruction required by Amendment 20–12 are equally applicable to the training given students enrolled in a primary flying school curriculum (airplanes) of a certificated airman agency. Since the aeronautical skill requirements of Part 20 must be met by primary flying school graduates who desire to be certificated, it is obvious that instruction in the control of airplanes by reference to instruments must be included in their training. This amendment specifies that such training shall be included in the approved curriculums.

Since the training standards of certificated airman agencies are expected to be equal to or higher than those of uncertificated flying schools, it is reasonable to require the minimum of 10 hours of basic instrument flying instruction (prescribed in the commercial flying school curriculum (airplanes) in § 50.13–1(b)(2)(v)) to be given in an airplane in flight. Thus, the use of a synthetic trainer will no longer be approved as a means of satisfying any part of the 10

hours of basic instrument flying instruction required. This amendment so provides.

New § 50.35 establishes the procedure whereby authority may be obtained by a certificated airman agency to examine its graduates for compliance with the certification requirements specified in § 20.110(b) as concurrently amended. Section 50.35 also specifies the terms and conditions under which examining authority will be granted and must be exercised.

Requirements for authorization to conduct the aeronautical skill examination for graduates of "private pilot—airplanes" courses are the only requirements which have been specifically prescribed in this amendment, since the number of such graduates greatly exceeds that of graduates of any other course given under the provisions of Part 50. However, it should be noted that, as is provided in § 50.35(c), authorization to conduct other examinations may be issued if the need for such authority arises and comparable capability is established.

It will be noted that this amendment also includes an amendment of § 50.12–4 to delete the requirement that aircraft be hangared when not in use, in order to conform with Civil Air Regulations Amendment 50–1.

New § 50.35 does not create any additional burden on any person as operations under its provisions are optional. The amendments to the private and commercial pilot curriculums likewise do not impose any additional burden, since Civil Air Regulations Amendment 20–12, effective March 16, 1960, provides the regulatory basis for these changes.

In view of these facts, notice and public procedure hereon are unnecessary, and good cause exists for making the amendment effective on less than 30 days' notice.

In consideration of the foregoing, Part 50 of the Civil Air Regulations (14 CFR Part 50) is hereby amended as follows, effective May 17, 1960:

1. By inserting a new § 50.35 to read as follows:

§ 50.35 Examining authority.

If it is found that the standards of Part 20 of this chapter will be met, authorization may be issued to a certificated airman agency to conduct examinations of its graduates to determine compliance with both the aeronautical knowledge and skill requirements, or the aeronautical knowledge requirements only, or the aeronautical skill requirements only, prescribed by Part 20 of this chapter for the issuance of certain pilot certificates and ratings. Such authorization shall be based upon and subject to the provisions and requirements of paragraph (a) and, as appropriate, paragraphs (b) or (c) of this section. All operations conducted under such authorization shall be subject to and conducted in accordance with the terms and conditions specified therein.

(a) *Application.* Application for the authorization desired shall be submitted in writing to the supervising Federal Aviation Agency District Office.

(b) *Aeronautical skill only, private pilot—airplanes.* (1) All students examined shall, within the preceding 60 days, have satisfactorily completed a flight training course outlined in a curriculum approved by an authorized representative of the Administrator which complies with the requirements of § 50.13(a)(1) and includes:

(i) 35 hours of ground instruction on primary flight maneuvers and procedures;

(ii) At least two hours of dual flight instruction given at night, 4 hours of dual cross-country flight instruction, and 6 hours of solo cross-country practice;

(iii) Dual instruction in attitude control of airplanes solely by reference to instruments, integrated with normal primary dual flight instruction and including straight and level flight, climbs, glides, turns, stalls, slow flight, and recovery from unusual attitudes; and

(iv) Stage completion flight checks and written examinations prior to progression to next stage or graduation.

(2) The dual instruction required by subparagraph (1)(iii) of this paragraph shall be given only by certificated flight instructors who are either rated instrument flight instructors or have an instrument rating on their basic pilot certificates.

(3) The chief flight instructor of the school and each designated check pilot shall be rated instrument flight instructors or have an instrument rating on their basic pilot certificates. They shall also have successfully accomplished an appropriate standardization flight check given by the supervising Federal Aviation Agency Inspector prior to training any students who are to be examined under the authorization applied for or granted.

(4) At least 5 students enrolled in the curriculum referred to in subparagraph (1) of this paragraph shall have been given proficiency flight checks by a Federal Aviation Agency Inspector. At least 3 of such checks shall have been given after completion of the flight course.

(5) Concurrently with application for certification by the graduate, the airman agency shall submit for review by the supervising Federal Aviation Agency District Office, certified and complete records of the graduate's attendance, accomplishments, and training received.

(c) *Other.* If application is made for authorization other than as listed in paragraph (b) of this section, complete information appropriate to the proposed training and testing shall be submitted in accordance with paragraph (a) of this section.

§ 50.12–4 [Amendment]

2. By amending § 50.12–4 by deleting the last sentence.

§ 50.13–1 [Amendment]

3. By amending § 50.13–1(a)(1) by inserting a new subdivision (x) to read as follows:

(x) *Integrated instrument instruction.* Dual instruction in attitude control of airplanes solely by reference to instruments, integrated with the primary duel instruction prescribed in subdivisions (v), (vi), (vii), (viii), and (ix) of this subparagraph: *Provided,* That the provisions of this subdivision do not apply to those students who are exempted therefrom by Special Civil Air Regulation SR–439, which terminates May 15, 1960.

4. By amending § 50.13–1(b)(2)(v) by inserting the following paragraph after the subdivision heading and before the first curriculum item: "The specified 10 hours of instrument training shall be given in an airplane in flight. At least 5 hours shall be given by a rated instrument flight instructor; the remaining 5 hours may be given by the holder of a flight instructor certificate with an airplane rating: *Provided,* That the provisions of this paragraph do not apply to those students who are exempted therefrom by Special Civil Air Regulation, SR–439, which terminates May 15, 1960."

(Secs. 313(a), 314, 601, 607, 72 Stat. 752, 754, 775, 779; 49 U.S.C. 1354(a), 1355, 1421, 1427)

Issued in Washington, D.C., on May 10, 1960.

JAMES T. PYLE,
Acting Administrator.

[F.R. Doc. 60–4399; Filed, May 16, 1960; 8:45 a.m.]

Chapter III—Federal Aviation Agency

SUBCHAPTER C—AIRCRAFT REGULATIONS

[Reg. Docket No. 286; Amdt. 153]

PART 507—AIRWORTHINESS DIRECTIVES

Continental E185 and E225 Series Engines

A proposal to amend Part 507 of the regulations of the Administrator to include an airworthiness directive providing serial numbers of engines affected by piston pin replacement requirements, was published in 25 F.R. 1637. Due consideration was given to all comments received.

On the basis of additional information furnished by the engine manufacturer, the list of engines affected has been changed to include only remanufactured engines. The original list in the proposal erroneously included some new engines. Reference is also made to a supplement to Service Bulletin M56–2 and an acceptable inspection procedure is included. Since the changes in the proposed directive constitute a relaxation insofar as certain operators are concerned and provide for an acceptable inspection procedure, republication in the FEDERAL REGISTER for further comment is considered unnecessary.

In consideration of the foregoing § 507.10(a), (14 CFR Part 507), is hereby amended by adding the following new airworthiness directive:

CONTINENTAL ENGINES. Applies to E185–8, E185–9, E185–11, E225–4 and E225–8 engine models.

Compliance required at next periodic inspection, but not later than September 1, 1960.

An inflight failure has indicated that additional information regarding engines affected by piston pin replacement requirements of AD 56-6-1 should be provided. This AD is therefore issued to supply specific serial numbers of engines that were rebuilt (remanufactured) between April 1, 1954 and May 1, 1955. The affected engines are:

Remanufactured E185-8, -9 and -11 Engines. 25015, 25037, 25044, 25048, 25057, 25065, 25071, 25075, 25086, 25087, 25137, 25141, 25162, 25189, 25202, 25210, 25220, 25234, 25243, 25254, 25269, 25288, 25307, 25320, 25325, 25333, 25376, 25379, 25381, 25387, 25422, 25426, 25464, 25518, 25526, 25545, 25562, 25575, 25578, 25611, 25649, 25718, 25754, 25761, 25766, 25767, 25783, 25790, 25795, 25819, 25834, 25897, 25930, 25950, 25957, 25958, 25996, 26003, 26088, 26095, 26104, 26121, 26138, 26304, 26321, 26327, 26343, 26352, to 26412 inclusive.

Remanufactured E225-4 and -8 Engines. 30122, 30391, 30454, 32154, 35001, 35082, 35086, 35095, 35113, 35128, 35132, 35133, 35135, 35137, 35138, 35139, 35144, 35145, 35151 to 35254 inclusive.

The above engines may have piston pin assembly P/N 530345, which is satisfactory, or piston pin assembly P/N 535145, which is unsatisfactory.

Unless previously accomplished per Continental Service Bulletin No. M56-2 dated February 14, 1956, including Supplement No. 1 dated March 12, 1956, or AD 56-6-1, replace piston pin assembly P/N 535145 with P/N 539467.

Use the applicable method of inspection outlined below to determine which piston pin assembly is installed in the above remanufactured engines:

(a) If none of the cylinders on the engine in question have been removed in the field since the engine was shipped from the factory, remove and inspect the piston pin assembly in any one of the cylinders. Continental Motors Corporation procedures provide that all cylinders will have the same piston pin assembly.

(b) If the engine in question has had any of the cylinders removed in the field since the engine was shipped from the factory, inspect those cylinders and also at least one of the factory installed cylinders which has not been disturbed.

This supplements AD 56-6-1 (21 F.R. 9542) and supersedes AD 59-10-4 (24 F.R. 5178).

This amendment shall become effective upon date of its publication in the FEDERAL REGISTER.

(Sec. 313(a), 601, 603; 72 Stat. 752, 775, 776; 49 U.S.C. 1354(a), 1421, 1423)

Issued in Washington, D.C., on May 10, 1960.

JAMES T. PYLE,
Acting Administrator.

[F.R. Doc. 60-4400; Filed, May 16, 1960; 8:46 a.m.]

[Reg. Docket No. 390; Amdt. 152]

PART 507—AIRWORTHINESS DIRECTIVES

Alouette II SE 3130 Helicopters

Airworthiness directive 58-14-1, 23 F.R. 6343, requires inspection of all Alouette II SE 3130 helicopters. It has been determined that the provisions of the directive are applicable to only those helicopters equipped with certain blade models. Therefore, Amendment 10, AD 58-14-1, is being amended to specify that only those helicopters with tail rotor blade model numbers 34.20.000, 34.20.000.50, 34.20.000.51 and 34.30.000 are required to comply. Since this relieves the operators of some Alouette helicopters from the burden of compliance and imposes no additional burden on those others previously affected, notice and public procedure hereon are unnecessary and the amendment may be made effective upon publication in the FEDERAL REGISTER.

In consideration of the foregoing, § 507.10(a) (14 CFR Part 507), is amended as follows:

Amendment 10, Alouette II SE 3130 helicopters as it appeared in 23 F.R. 6343, is revised so that the applicability statement reads as follows:

Applies to all Alouette II SE 3130 helicopters equipped with tail rotor blade model numbers 34.20.000, 34.20.000.50, 34.20.000.51 and 34.30.000.

This amendment shall become effective upon date of publication in the FEDERAL REGISTER.

(Sec. 313(a), 601, 603; 72 Stat. 752, 775, 776; 49 U.S.C. 1354(a), 1421, 1423)

Issued in Washington, D.C., on May 10, 1960.

JAMES T. PYLE,
Acting Administrator.

[F.R. Doc. 60-4401; Filed, May 16, 1960; 8:46 a.m.]

[Reg. Docket No. 394; Amdt. 155]

PART 507—AIRWORTHINESS DIRECTIVES

Cessna 190 and 195 Series Aircraft

Investigation of a recent fatal accident revealed a fatigue failure in the front wing spar fuselage carry through member. Further study indicates that such a failure is likely to occur only in aircraft having 4,500 hours or more time in service. Because of the safety emergency involved, an inspection prior to further flight is being required on all Cessna 190 and 195 Series aircraft with 4,500 or more hours time in service. In order to determine whether further corrective action is necessary, the directive includes a request that the results of this inspection be reported to the FAA.

In the interest of safety the Administrator finds that notice and public procedure hereon are impracticable and that good cause exists for making this amendment effective upon publication in the FEDERAL REGISTER.

In consideration of the foregoing § 507.10(a) (14 CFR Part 507) is hereby amended by adding the following new airworthiness directive:

CESSNA. Applies to all Model 190 and 195 Series aircraft with 4,500 or more hours time in service.

Compliance required as indicated.

As a result of a recent fatal accident caused by fatigue failure on the front wing spar fuselage carry through lower cap, the following inspection must be accomplished.

Aircraft with 4,500 or more hours time in service must be inspected prior to further flight except aircraft may be ferried by pilot alone to available inspection facilities for inspection provided airspeed is limited to 125 m.p.h. (109 knots).

(a) Inspect using X-ray method for cracks in the lower cap of the front spar fuselage carry through member at both left and right side of the fuselage in area of the two most inboard steel rivets.

(b) Remove rear spar to fuselage attachment bolts and visually inspect these bolts using at least a 4-power magnifying glass or equivalent for evidence of wear or partial shear failure.

(c) Inspect the rear spar to fuselage fittings of both the wing structure and the carry through structure including the bolt bushings for wear or hole elongation.

(d) Visually inspect the steel plates of the rear spar to fuselage attachment fittings on the wing using at least a 4-power magnifying glass or equivalent for cracks. Visual and X-ray inspections must be conducted in accordance with Cessna Service Letter 190/195-1 dated May 13, 1960.

If any of the conditions specified in items (a) through (d) are found, the part must be replaced or an FAA approved repair made prior to further flight.

NOTE: It is requested that the results of this inspection be reported to the FAA, Engineering and Manufacturing Branch, 4825 Troost Avenue, Kansas City 10, Missouri.

This amendment shall become effective on the date of its publication in the FEDERAL REGISTER.

(Secs. 313(a), 601, 603; 72 Stat. 752, 775, 776; 49 U.S.C. 1354(a), 1421, 1423)

Issued in Washington, D.C., on May 13, 1960.

JAMES T. PYLE,
Acting Administrator.

[F.R. Doc. 60-4508; Filed, May 16, 1960; 8:50 a.m.]

SUBCHAPTER E—AIR NAVIGATION REGULATONS

[Airspace Docket No. 59-KC-84]

PART 600—DESIGNATION OF FEDERAL AIRWAYS

Modification

On January 30, 1960, a notice of proposed rule making was published in the FEDERAL REGISTER (25 F.R. 812) stating that the Federal Aviation Agency proposed to modify VOR Federal airway No. 191 between Chicago, Ill., and Milwaukee, Wis.

No adverse comments were received regarding the proposed amendment.

Interested persons have been afforded an opportunity to participate in the making of the rule herein adopted, and due consideration has been given to all relevant matter presented.

The substance of the proposed amendment having been published, therefore, pursuant to the authority delegated to me by the Administrator (24 F.R. 4530) and for the reasons stated in the notice, § 600.6191 (24 F.R. 10521; 25 F.R. 2360) is amended as follows:

In the text of § 600.6191 *VOR Federal airway No. 191 (Memphis, Tenn., to Sag Bridge, Ill., and Chicago, Ill., to Rhinelander, Wis.)*, delete "From the Chicago, Ill., (O'Hare) VOR via the INT of the

Chicago (O'Hare) VOR 019° radials and the Milwaukee VOR 137° radials;" and substitute therefor "From the Chicago, Ill., (O'Hare) VOR via the INT of the Chicago (O'Hare) VOR 019° True and the Milwaukee VOR 121° True radials;".

This amendment shall become effective 0001 e.s.t., July 28, 1960.

(Secs. 307(a), 313(a), 72 Stat. 749, 752; 49 U.S.C. 1348, 1354)

Issued in Washington, D.C., on May 10, 1960.

D. D. THOMAS,
Director, Bureau of Air Traffic Management.

[F.R. Doc. 60-4402; Filed, May 16, 1960; 8:46 a.m.]

[Airspace Docket No. 59-FW-57]

PART 600—DESIGNATION OF FEDERAL AIRWAYS

Modification of Federal Airway; Change of Effective Date

On April 6, 1960, there was published in the FEDERAL REGISTER (25 F.R. 2883) an amendment to § 600.6222 of the regulations of the Administrator. This amendment, to be effective June 2, 1960, modified VOR Federal airway No. 222 between Norcross, Ga., and Toccoa, Ga.

This modification to Victor 222 is a part of an over-all rearrangement of the airway structure in the Atlanta terminal area and should be made effective concurrently with the modification to VOR Federal airway No. 97 between Albany, Ga., and Knoxville, Tenn., and the designation of a new segment of VOR Federal airway No. 267 between Norcross, Ga., and Knoxville, which are contained in Airspace Dockets No. 59-FW-55 and 59-FW-56, respectively. These dockets will be published in the near future with an effective date of July 28, 1960. Therefore, it is necessary to postpone the effective date of the above-mentioned amendment of Victor 222 until July 28, 1960.

Since this action does not impose a burden on the public, compliance with the notice, public procedure and effective date requirements of section 4 of the Administrative Procedure Act is unnecessary.

In consideration of the foregoing, and pursuant to the authority delegated to me by the Administrator (24 F.R. 4530), effective immediately, Airspace Docket No. 59-FW-57 is hereby modified as follows:

Delete: "effective 0001 e.s.t. June 2, 1960." and substitute therefor "effective 0001 e.s.t. July 28, 1960."

(Secs. 307(a), 313(a), 72 Stat. 749, 752; 49 U.S.C. 1348, 1354)

Issued in Washington, D.C., on May 10, 1960.

D. D. THOMAS,
Director, Bureau of Air Traffic Management.

[F.R. Doc. 60-4404; Filed, May 16, 1960; 8:46 a.m.]

[Airspace Docket No. 59-KC-18]

PART 600—DESIGNATION OF FEDERAL AIRWAYS

PART 601—DESIGNATION OF THE CONTINENTAL CONTROL AREA, CONTROL AREAS, CONTROL ZONES, REPORTING POINTS AND POSITIVE CONTROL ROUTE SEGMENTS

Revocation of Segment of Federal Airway, Associated Control Areas and Reporting Points

On March 5, 1960, a notice of proposed rule making was published in the FEDERAL REGISTER (25 F.R. 1960) stating that the Federal Aviation Agency proposed to revoke the segment of Red Federal airway No. 11 between the Claremore, Okla., intersection and the St. Peters, Mo., intersection, its associated control areas and reporting points.

No adverse comments were received regarding the proposed amendments.

Interested persons have been afforded an opportunity to participate in the making of the rules herein adopted, and due consideration has been given to all relevant matter presented.

The substance of the proposed amendments having been published, therefore, pursuant to the authority delegated to me by the Administrator (24 F.R. 4530) and for the reasons stated in the notice, the following actions are taken:

1. Section 600.211 (24 F.R. 10496) is amended to read:

§ 600.211 Red Federal airway No. 11 (Albany, N.Y., to Bedford, Mass., and Boston, Mass., to East Boston, Mass.).

From the Albany, N.Y., RR to the INT of the NE course of the Hartford, Conn., RR and the W course of the Boston, Mass., RR. From the Boston RR to the INT of the E course of the Boston RR and the NE course of the Squantum, Mass. (Navy), RR.

2. Section 601.211 (24 F.R. 10544) is amended to read:

§ 601.211 Red Federal airway No. 11 control areas (Albany, N.Y., to Bedford, Mass., and Boston, Mass., to East Boston, Mass.).

All of Red Federal airway No. 11.

3. Section 601.4211 (24 F.R. 10594) is amended to read:

§ 601.4211 Red Federal airway No. 11 (Albany, N.Y., to Bedford, Mass., and Boston, Mass., to East Boston, Mass.).

No reporting point designation.

These amendments shall become effective 0001 e.s.t. June 30, 1960.

(Secs. 307(a), 313(a), 72 Stat. 749, 752; 49 U.S.C. 1348, 1354)

Issued in Washington, D.C., on May 10, 1960.

D. D. THOMAS,
Director, Bureau of Air Traffic Management.

[F.R. Doc. 60-4403; Filed, May 16, 1960; 8:46 a.m.]

[Airspace Docket No. 59-FW-56]

PART 600—DESIGNATION OF FEDERAL AIRWAYS

PART 601—DESIGNATION OF THE CONTINENTAL CONTROL AREA, CONTROL AREAS, CONTROL ZONES, REPORTING POINTS AND POSITIVE CONTROL ROUTE SEGMENTS

Modification of Federal Airway and Associated Control Areas; Designation and Revocation of Reporting Points

On February 10, 1960, a notice of proposed rule making was published in the FEDERAL REGISTER (25 F.R. 1163) stating that the Federal Aviation Agency proposed to extend VOR Federal airway No. 267 from Norcross, Ga., to Knoxville, Tenn., including an east alternate, and designate the Nottely, Ga., intersection as a domestic VOR reporting point.

Although not mentioned in the notice, the Norcross omnirange station is deleted as a domestic VOR reporting point as it is no longer required for air traffic management purposes.

No adverse comments were received regarding the proposed amendments.

Interested persons have been afforded an opportunity to participate in the making of the rules herein adopted, and due consideration has been given to all relevant matter presented.

The substance of the proposed amendments having been published, therefore, pursuant to the authority delegated to me by the Administrator (24 F.R. 4530) and for the reasons stated in the notice, §§ 600.6267 (24 F.R. 10524), 601.6267 (24 F.R. 10604) and 601.7001 (24 F.R. 10606) are amended as follows:

1. Section 600.6267 is amended to read:

§ 600.6267 VOR Federal airway No. 267 (Miami, Fla., to Jacksonville, Fla., and Norcross, Ga., to Knoxville, Tenn.).

From the Miami, Fla., VORTAC via the Pahokee, Fla., VOR; Orlando, Fla., VOR; to the Jacksonville, Fla., VORTAC, including an E alternate from the Orlando VOR to the Jacksonville VORTAC via the Daytona Beach, Fla., VOR and the INT of the Daytona Beach VOR 308° True and the Jacksonville VORTAC 174° True radials. From the Norcross, Ga., VOR via the INT of the Norcross VOR 011° True and the Knoxville VOR 181° True radials to the Knoxville, Tenn, VOR, including an E alternate. The portion of this airway which lies within the geographic limits of, the Jacksonville Restricted Area (R-161A) is excluded during this restricted area's time of designation.

2. Section 601.6267 is amended to read:

§ 601.6267 VOR Federal airway No. 267 control areas (Miami, Fla., to Jacksonville, Fla., and Norcross, Ga., to Knoxville, Tenn.).

All of VOR Federal airway No. 267 including E alternates.

§ 601.7001 [Amendment]

3. In § 601.7001 *Domestic VOR reporting points:* Add: "Nottely INT: The INT of the Chattanooga, Tenn., VOR 088° True and the Knoxville, Tenn., VOR 181° True radials." and delete: "Norcross, Ga., omnirange station."

These amendments shall become effective 0001 e.s.t. July 28, 1960.

(Secs. 307(a), 313(a), 72 Stat. 749, 752; 49 U.S.C. 1348, 1354)

Issued in Washington, D.C., on May 10, 1960.

D. D. THOMAS,
Director, Bureau of Air Traffic Management.

[F.R. Doc. 60-4405; Filed, May 16, 1960; 8:46 a.m.]

[Airspace Docket No. 59-FW-55]

PART 600—DESIGNATION OF FEDERAL AIRWAYS

PART 601—DESIGNATION OF THE CONTINENTAL CONTROL AREA, CONTROL AREAS, CONTROL ZONES, REPORTING POINTS, AND POSITIVE CONTROL ROUTE SEGMENTS

Modification of Federal Airway and Designation of Reporting Point

On January 30, 1960, a notice of proposed rule making was published in the FEDERAL REGISTER (25 F.R. 812) stating that the Federal Aviation Agency proposed to modify VOR Federal airway No. 97 between Albany, Ga., and Knoxville, Tenn., and add an east alternate from Albany to Atlanta, Ga. On March 25, 1960, a modification to the notice was published in the FEDERAL REGISTER (25 F.R. 2543) stating that the Federal Aviation Agency proposed to revoke the east alternate to Victor 97 between Atlanta and Knoxville.

Although not mentioned in the notice, the realignment of VOR Federal airway No. 97 requires the designation of a reporting point to be known as the Ben Hill, Ga., intersection. Therefore, such action is being taken herein. Additionally, as the segment of Victor 97 from Atlanta to Knoxville will no longer penetrate the Dawsonville Restricted Area (R-534), the reference to this restricted area is being deleted from the description of the airway.

No adverse comments were received regarding the proposed amendments.

Interested persons have been afforded an opportunity to participate in the making of the rules herein adopted, and due consideration has been given to all relevant matter received.

The substance of the proposed amendments having been published, therefore, pursuant to the authority delegated to me by the Administrator (24 F.R. 4530) and for the reasons stated in the Notice, §§ 600.6097 (24 F.R. 10514, 25 F.R. 857, 3316) and 601.7001 (24 F.R. 10606) are amended as follows:

1. In the text of § 600.6097 *VOR Federal airway No. 97 (Miami, Fla., to Lake City, Minn.)*, "Albany, Ga., omnirange station; Atlanta, Ga., omnirange station; Knoxville, Tenn., omnirange station, including an east alternate from the Atlanta omnirange station to the Knoxville omnirange station via the Norcross, Ga., omnirange station and the intersection of the Norcross omnirange 014° and the Knoxville omnirange 175° radials;" and "The portion of this airway which lies within the geographic limits of, and between the designated altitudes of, the Dawsonville Restricted Area (R-534) is excluded during its time of designation." are deleted and "Albany, Ga., VOR; INT of the Albany VOR 350° True and the Atlanta, Ga., VORTAC 179° True radials; Atlanta VORTAC, including an E alternate via the INT of the Albany VOR 010° True and the Atlanta VORTAC 164° True radials; INT of the Atlanta VORTAC 009° True and the Knoxville, Tenn., VOR 197° True radials; Knoxville VOR;" is substituted therefor.

2. In the text of § 601.7001 *Domestic VOR reporting points,* "Ben Hill Intersection: The INT of the Atlanta, Ga., VORTAC 009° True radial and the Atlanta, Ga., ILS localizer W course." is added.

These amendments shall become effective 0001 e.s.t. July 28, 1960.

(Secs. 307(a), 313(a), 72 Stat. 749, 752; 49 U.S.C. 1348, 1354)

Issued in Washington, D.C., on May 10, 1960.

D. D. THOMAS,
Director, Bureau of Air Traffic Management.

[F.R. Doc. 60-4406; Filed, May 16, 1960; 8:46 a.m.]

[Airspace Docket No. 59-KC-53]

PART 600—DESIGNATION OF FEDERAL AIRWAYS

PART 601—DESIGNATION OF THE CONTINENTAL CONTROL AREA, CONTROL AREAS, CONTROL ZONES, REPORTING POINTS, AND POSITIVE CONTROL ROUTE SEGMENTS

Modification of Federal Airway and Associated Control Areas; Change of Effective Date

On March 25, 1960, there were published in the FEDERAL REGISTER (25 F.R. 2526) amendments to §§ 600.6171 and 601.6171 of the regulations of the Administrator. These amendments, to be effective October 20, 1960, modified VOR Federal airway No. 171 and its associated control areas, concurrently with the commissioning of the Terre Haute, Ind., VOR at a new location.

Subsequent to the publication of these amendments, the Federal Aviation Agency determined that this modification of Victor 171 does not depend upon the commissioning of the Terre Haute VOR at its new site. Therefore, the effective date of the above-mentioned amendments is being changed to June 30, 1960, in order to make this realignment of Victor 171 and its associated control areas effective as soon as practicable.

Since this action is minor in nature and imposes no additional burden on any person, compliance with the notice, public procedure and effective date requirements of section 4 of the Administrative Procedure Act is unnecessary and it may be made effective immediately.

In consideration of the foregoing, and pursuant to the authority delegated to me by the Administrator (24 F.R. 4530), effective immediately, Airspace Docket No. 59-KC-53 is amended as follows: "effective 0001 e.s.t., October 20, 1960." is deleted and "effective 0001 e.s.t. June 30, 1960." is substituted therefor.

(Secs. 307(a), 313(a), 72 Stat. 749, 752; 49 U.S.C. 1348, 1354)

Issued in Washington, D.C., on May 10, 1960.

D. D. THOMAS,
Director, Bureau of Air Traffic Management.

[F.R. Doc. 60-4407; Filed, May 16, 1960; 8:47 a.m.]

[Airspace Docket No. 59-KC-83]

PART 600—DESIGNATION OF FEDERAL AIRWAYS

PART 601—DESIGNATION OF THE CONTINENTAL CONTROL AREA, CONTROL AREAS, CONTROL ZONES, REPORTING POINTS, AND POSITIVE CONTROL ROUTE SEGMENTS

Extension and Modification of Federal Airways and Associated Control Areas

On January 21, 1960, a notice of proposed rule making was published in the FEDERAL REGISTER (25 F.R. 517) stating that the Federal Aviation Agency proposed to extend VOR Federal airway No. 84 from Hinckley, Ill., to Bradford, Ill., and modify the segment of VOR Federal airway No. 10 between Bradford and Naperville, Ill.

No adverse comments were received regarding the proposed amendments.

Interested persons have been afforded an opportunity to participate in the making of the rules herein adopted, and due consideration has been given to all relevant matter presented.

The substance of the proposed amendments having been published, therefore, pursuant to the authority delegated to me by the Administrator (24 F.R. 4530) and for the reasons stated in the notice, §§ 600.6084 (24 F.R. 10514, 25 F.R. 173), 600.6010 (24 F.R. 10505) and 601.6084 (24 F.R. 10600) are amended as follows:

1. Section 600.6084 *VOR Federal airway No. 84 (Hinckley, Ill., to Syracuse, N.Y.)*:

(a) In the caption delete "*(Hinckley, Ill., to Syracuse, N.Y.).*" and substitute therefor "*(Bradford, Ill., to Syracuse, N.Y.).*"

(b) In the text delete "From the point of INT of the Joliet, Ill., VOR 316° with the Northbrook VOR 229° radials;" and substitute therefor "From the Bradford, Ill., VOR via the INT of the Joliet, Ill., VOR 316° True with the Northbrook VOR 229° True radials;".

2. In the text of § 600.6010 *VOR Federal airway No. 10 (Pueblo, Colo., to Youngstown, Ohio)*, delete "intersection of the Bradford omnirange 048° True and the Naperville omnirange 254° True radials;" and substitute therefor "INT of the Bradford VOR 050° True and the Naperville VOR 254° True radials;".

3. In the caption of § 601.6084 *VOR Federal airway No. 84 control areas (Hinckley, Ill., to Syracuse, N.Y.)*, delete *(Hinckley, Ill., to Syracuse, N.Y.)*." and substitute therefor "*(Bradford, Ill., to Syracuse, N.Y.)*."

These amendments shall become effective 0001 e.s.t., June 30, 1960.

(Secs. 307(a), 313(a), 72 Stat. 749, 752; 49 U.S.C. 1348, 1354)

Issued in Washington, D.C., on May 10, 1960.

D. D. THOMAS,
Director, Bureau of Air Traffic Management.

[F.R. Doc. 60-4409; Filed, May 16, 1960; 8:47 a.m.]

[Airspace Docket No. 60-KC-20]

PART 601—DESIGNATION OF THE CONTINENTAL CONTROL AREA, CONTROL AREAS, CONTROL ZONES, REPORTING POINTS, AND POSITIVE CONTROL ROUTE SEGMENTS

Modification of Control Zone and Control Area Extension

The purpose of these amendments to §§ 601.1425 and 601.2407 of the regulations of the Administrator is to modify the time of designation of the Alpena, Mich., control zone and control area extension.

The present Alpena control zone and control area extension are designated from 0001 e.s.t, June 1 to 0001 e.s.t., September 1, annually. Phelps Collins Airport, Alpena, Mich., is used annually during the above period for summer Air National Guard encampments. The Department of the Air Force has advised the Federal Aviation Agency that the ANG cannot activate the communication capabilities and related personnel required to perform the necessary function associated with these designations of airspace until June 11, 1960. Moreover, summer encampment will extend through September 4, 1960, rather than September 1, 1960, as originally planned. In view of the above, the Federal Aviation Agency is modifying the time of designation of the Alpena control zone and control area extension. Such action will result in the effective date being designated from 0001 e.s.t., June 11, 1960, to 0001 e.s.t., September 4, 1960, and annually thereafter. This action reduces the time of designation to less than that presently designated.

Since these amendments are minor in nature, compliance with the Notice, public procedure and effective date requirements of section 4 of the Administrative Procedure Act is unnecessary.

In consideration of the foregoing, and pursuant to the authority delegated to me by the Administrator (24 F.R. 4530), the following actions are taken:

1. In the text of § 601.1425 (24 F.R. 10568) "during the period beginning at 0001 e.s.t., June 1 to 0001 e.s.t., September 1, 1958," is deleted and "during the period beginning at 0001 e.s.t., June 11, 1960, to 0001 e.s.t., September 4, 1960," is substituted therefor.

2. In the text of § 601.2407 (24 F.R. 10590) "during the period beginning at 0001 e.s.t., June 1 to 0001 e.s.t., September 1, 1958," is deleted and "during the period beginning 0001 e.s.t., June 11, 1960, to 0001 e.s.t., September 4, 1960" is substituted therefor.

These amendments shall become effective upon the date of publication in the FEDERAL REGISTER.

(Secs. 307(a), 313(a), 72 Stat. 749, 752; 49 U.S.C. 1348, 1354)

Issued in Washington, D.C., on May 10, 1960.

D. D. THOMAS,
Director, Bureau of Air Traffic Management.

[F.R. Doc. 60-4408; Filed, May 16, 1960; 8:47 a.m.]

Title 16—COMMERCIAL PRACTICES

Chapter I—Federal Trade Commission

[Docket 7570o]

PART 13—PROHIBITED TRADE PRACTICES

Robert Magee Furs

Subpart—Advertising falsely or misleadingly: § 13.155 *Prices:* § 13.155-40 *Exaggerated as regular and customary;* § 13.155-45 *Fictitious marking.* Subpart—Invoicing products falsely: § 13.1108-40 *Federal Trade Commission Act;* § 13.1108-45 *Fur Products Labeling Act.* Subpart—Misbranding or mislabeling: § 13.1280 *Price.* Subpart—Misrepresenting oneself and goods—Prices: § 13.1805 *Exaggerated as regular and customary;* § 13.1810 *Fictitious marking.*

(Sec. 6, 38 Stat. 722; 15 U.S.C. 46. Interpret or apply sec. 5, 38 Stat. 719, as amended; Sec. 8, 65 Stat. 719; 15 U.S.C. 45, 69f) [Cease and desist order, Robert Magee Furs, Oakland, Calif., Docket 7570, March 25, 1960]

The complaint in this case charged an Oakland, Calif., furrier with violating the Fur Products Labeling Act by failing to show on invoices the name of the animal producing the fur and the country of origin and to comply with invoicing requirements in other respects, and in newspaper advertising and on labels using fictitious prices, represented thereby as the usual retail prices.

On the record made in the usual proceedings, the hearing examiner made his initial decision, including findings and order to cease and desist, which on March 25, became the decision of the Commission.

The order to cease and desist is as follows:

It is ordered, That respondent Robert Magee, an individual, doing business as Robert Magee Furs or under any other name, and respondent's representatives, agents and employees, directly or through any corporate or other device in connection with the introduction into commerce, or the sale, advertising or offering for sale in commerce, or the transportation or distribution in commerce of any fur products, or in connection with the sale, transportation or distribution of any fur product which is made in whole or in part of fur which has been shipped and received in commerce, as the term "commerce" "fur" and "fur product" are defined in the Fur Products Labeling Act, do forthwith cease and desist from:

1. Misbranding fur products by:

(a) Falsely or deceptively labeling or otherwise identifying such products, so as to represent that the regular or usual prices of such products are any amount in excess of the prices at which respondent has usually and customarily sold such products in the recent course of business.

2. Falsely or deceptively invoicing fur products by:

(a) Failing to furnish to purchasers of fur products an invoice showing all of the information required to be disclosed by each of the subsections of section 5(b)(1) of the Fur Products Labeling Act;

(b) Failing to set forth on each invoice the item number or mark assigned to such fur products.

3. Falsely or deceptively advertising fur products through the use of any advertisement, representation, public announcement or notice which is intended to aid, promote or assist, directly or indirectly, in the sale or offering for sale of fur products and which represents, directly or by implication:

(a) That the regular or usual price of any fur product is any amount which is in excess of the price at which respondent has usually and customarily sold such products in the recent regular course of his business;

(b) That any of respondent's fur products can be purchased at a substantial discount or saving, off regular prices, when such regular prices do not represent the prices at which respondent has usually and customarily sold such products in the recent regular course of his business.

By "Decision of the Commission", etc., report of compliance was required as follows:

It is ordered, That respondent herein shall, within sixty (60) days after service upon him of this order, file with the Commission a report in writing setting forth in detail the manner and form in which he has complied with the order to cease and desist.

Issued: March 25, 1960.

By the Commission.

[SEAL] ROBERT M. PARRISH,
Secretary.

[F.R. Doc. 60-4411; Filed, May 16, 1960; 8:47 a.m.]

Title 32—NATIONAL DEFENSE

Chapter V—Department of the Army

SUBCHAPTER B—CLAIMS AND ACCOUNTS

PART 536—CLAIMS AGAINST THE UNITED STATES

Reimbursement to Owners and Tenants of Land Acquired by the Department of the Army Pursuant to Public Law 534, 82d Congress

The following amendments to this part were approved by the Deputy Secretary of Defense on April 19, 1960, and shall take effect as of January 1, 1959.

1. The second sentence of § 536.100 is hereby amended to read as follows:

§ 536.100 Statutory provisions.

* * * * *

No payment in reimbursement shall be made unless application therefor, supported by an itemized statement of the expenses, losses, and damages so incurred, shall have been submitted to the Secretary of the Army within one year following the date of such acquisition or within one year following the date that the property is vacated by the applicant, whichever date is later.

2. In § 536.101, paragraph (g) is redesignated as paragraph (h) and a new paragraph (g) is added, as follows:

§ 536.101 Definitions of terms as used in §§ 536.100–536.107.

* * * * *

(g) *Date of vacating.* The date on which an owner or tenant moves himself, his family, and his possessions subsequent to January 1, 1958 from land acquired on or subsequent to July 14, 1952.

3. Revise § 536.104 to read as follows:

§ 536.104 Filing of application.

All applications for reimbursement must be delivered to or mailed to the appropriate Division or District Engineer, Corps of Engineers, Department of the Army, within one year from the date of acquisition or within one year from the date that the property is vacated by the applicant, whichever date is later. Applications must be supported by an itemized statement of the expenses, losses, and damages incurred for which reimbursement is requested.

[Regs., April 19, 1960, ENGRE–MU] (Sec. 401(b), 66 Stat. 624. Interpret or apply sec. 401, 66 Stat. 624, as amended by secs. 1 and 2, 73 Stat. 589)

R. V. LEE,
Major General, U.S. Army,
The Adjutant General.

[F.R. Doc. 60–4397; Filed, May 16, 1960; 8:45 a.m.]

Proposed Rule Making

DEPARTMENT OF AGRICULTURE

Agricultural Marketing Service

[7 CFR Part 911]

[Docket No. AO-262-A5]

MILK IN TEXAS PANHANDLE MARKETING AREA

Decision on Proposed Amendments to Tentative Marketing Agreement and to Order

Pursuant to the provisions of the Agricultural Marketing Agreement Act of 1937, as amended (7 U.S.C. 601 et seq.), and the applicable rules of practice and procedure governing the formulation of marketing agreements and marketing orders (7 CFR Part 900), a public hearing was held at Amarillo, Texas, on February 16, 1960, pursuant to notice thereof issued on February 8, 1960, (25 F.R. 1211).

Upon the basis of the evidence introduced at the hearing and the record thereof, the Acting Deputy Administrator, Agricultural Marketing Service, on April 13, 1960 (25 F.R. 3378) filed with the Hearing Clerk, United States Department of Agriculture, his recommended decision containing notice of the opportunity to file written exceptions thereto.

The material issues on the record of the hearing relate to:

1. Amending the Class II milk pricing provision; and
2. Revising the allocation provisions.

Findings and conclusions. The following findings and conclusions on the material issues are based on evidence presented at the hearing and the record thereof:

1. The Class II milk pricing provision should be revised.

Producers proposed that the price for Class II milk for the months of July through February should be the butter-powder formula price, computed pursuant to § 911.50(b), and for the months of March through June, such price less 13 cents.

When the order was promulgated, the Class II milk price, for the months of March through June, was based on the average of prices reported paid for ungraded milk of 4 percent butterfat content by four specified manufacturing plants, and for the months of July through February, the higher of such price or the butter-powder formula price in the order. For the latter group of months during the past four years, the effective Class II milk price has been the butter-powder formula price.

Since the establishment of the order, the amount of ungraded milk produced in the area has declined. In the first quarter of 1959, two of the four manufacturing plants specified in the order ceased receiving ungraded milk from dairy farmers. The two remaining plants did not receive sufficient volumes of ungraded milk to provide an appropriate basis for determining the true value of Class II milk in the Texas Panhandle market. To accommodate this situation on a temporary basis, an order determining an equivalent price for Class II milk was issued, effective May 1, 1959. Since then, one of the two remaining manufacturing plants has discontinued receiving ungraded milk and only a small volume of ungraded milk is being received at the other plant.

Under present conditions in the market, the butter-powder formula price continues to reflect appropriately the Class II milk price for the market during the months of July through February. During these eight months, producer receipts are lower in relation to Class I sales than during other months of the year and handlers are able to use most of the reserve milk in manufactured products such as ice cream and cottage cheese.

During the flush production months of March through June, the value of Class II milk is somewhat lower than during the fall and winter months. During this season of the year, considerable quantities of reserve milk now must be transported long distances to nonpool manufacturing plants because of the lack of adequate nearby manufacturing facilities.

It is concluded that the butter-powder formula price per hundredweight less 13 cents properly reflects the value of Class II milk during the months of March through June under current marketing conditions. If the proposed Class II pricing provision had been in effect during the March–June period of 1959, the Class II price would have averaged the same as that provided under the present order provision.

No opposition testimony was offered on producers' proposal.

2. The allocation provision which provides for the assignment of up to 5 percent of producer milk to Class II in a handler's plant before other source milk priced under another Federal order may be assigned to Class II should be limited in its application to periods when total receipts of producer milk by all handlers are less than 110 percent of Class I sales by all handlers.

A producers' association proposed the elimination of the provisions in the order which allocate up to 5 percent of producer milk to Class II before assigning to Class II other source milk priced under another order. Handlers, on the other hand, proposed an even more liberal allocation of other source milk from other Federal order markets.

Supplies of producer milk are inadequate to fill the Class I needs of the market during many months of the year. The allocation provision in question was included in the order to permit a handler whose producer milk runs short to bring in sufficient milk from other Federal markets to meet his Class I requirements and have it assigned to Class I even though he may have a small amount of reserve milk in his plant during the month. It recognizes the fact that it is impossible to balance exactly receipts and Class I sales during the month.

Producers alleged that conditions have changed since the promulgation of the order with respect to available supplies of producer milk. They also testified that one handler who had some producer milk in Class II, refused to cooperate with the producers' association in making such milk available to other handlers who were short of producer milk for Class I needs.

In 1956, the first year the order was effective, the percentage ratios of producer receipts to Class I sales were under 110 during six months of the year, with an average for the year of 111. During 1959, such percentage ratios were also under 110 for six months of the year, with an average for the year of 109. Although during six months of the year, the market still is relatively short of producer milk in relation to Class I sales and needed reserve supplies, with a large percentage of the milk now handled in bulk tanks, cooperative associations are in a position to move milk more effectively among handlers than formerly. During months when adequate supplies of producer milk are available in the market, there is no justification for assigning priority of allocation to sporadic purchases of other source milk which may be made by handlers on an apportunity basis.

It is concluded that during the months when producer receipts by all handlers are 110 percent or more of Class I sales, supplies of producer milk should be considered adequate for Class I requirements and should therefore be given full priority in the assignment to Class I sales.

Rulings on proposed findings and conclusions. Briefs and proposed findings and conclusions were filed on behalf of certain interested parties in the market. These briefs, proposed findings and conclusions and the evidence in the record were considered in making the findings and conclusions set forth above. To the extent that the suggested findings and conclusions filed by interested parties are inconsistent with the findings and conclusions set forth herein, the requests to make such findings or reach such conclusions are denied for the reasons previously stated in this decision.

General findings. The findings and determinations hereinafter set forth are supplementary and in addition to the findings and determinations previously made in connection with the issuance of the aforesaid order and of the previously issued amendments thereto; and all of said previous findings and determina-

tions are hereby ratified and affirmed, except insofar as such findings and determinations may be in conflict with the findings and determinations set forth herein.

(a) The tentative marketing agreement and the order, as hereby proposed to be amended, and all of the terms and conditions thereof, will tend to effectuate the declared policy of the Act;

(b) The parity prices of milk as determined pursuant to Section 2 of the Act are not reasonable in view of the price of feeds, available supplies of feeds, and other economic conditions which affect market supply and demand for milk in the marketing area, and the minimum prices specified in the proposed marketing agreement and the order, as hereby proposed to be amended, are such prices as will reflect the aforesaid factors, insure a sufficient quantity of pure and wholesome milk, and be in the public interest; and

(c) The tentative marketing agreement and the order, as hereby proposed to be amended, will regulate the handling of milk in the same manner as, and will be applicable only to persons in the respective classes of industrial and commercial activity specified in, a marketing agreement upon which a hearing has been held.

Rulings on exceptions. In arriving at the findings and conclusions, and the regulatory provisions of this decision, each of the exceptions received was carefully and fully considered in conjunction with the record evidence pertaining thereto. To the extent that the findings and conclusions, and the regulatory provisions of this decision are at variance with any of the exceptions, such exceptions are hereby overruled for the reasons previously stated in this decision.

Marketing agreement and order. Annexed hereto and made a part hereof are two documents entitled respectively, "Marketing Agreement Regulating the Handling of Milk in the Texas Panhandle Marketing Area", and "Order Amending the Order Regulating the Handling of Milk in the Texas Panhandle Marketing Area", which have been decided upon as the detailed and appropriate means of effectuating the foregoing conclusions.

It is hereby ordered, That all of this decision, except the attached marketing agreement, be published in the FEDERAL REGISTER. The regulatory provisions of said marketing agreement are identical with those contained in the order as hereby proposed to be amended by the attached order which will be published with this decision.

Determination of representative period. The month of March, 1960, is hereby determined to be the representative period for the purpose of ascertaining whether the issuance of the attached order amending the order regulating the handling of milk in the Texas Panhandle marketing area, is approved or favored by producers, as defined under the terms of the order as hereby proposed to be amended, and who, during such representative period, were engaged in the production of milk for sale within the aforesaid marketing area.

Issued at Washington, D.C., this 12th day of May 1960.

TRUE D. MORSE,
Acting Secretary.

Order[1] Amending the Order Regulating the Handling of Milk in the Texas Panhandle Marketing Area

§ 911.0 Findings and determinations.

The findings and determinations hereinafter set forth are supplementary and in addition to the findings and determinations previously made in connection with the issuance of the aforesaid order and of the previously issued amendments thereto; and all of said previous findings and determinations are hereby ratified and affirmed, except insofar as such findings and determinations may be in conflict with the findings and determinations set forth herein.

(a) *Findings upon the basis of the hearing record.* Pursuant to the provisions of the Agricultural Marketing Agreement Act of 1937, as amended (7 U.S.C. 601 et seq.), and the applicable rules of practice and procedure governing the formulation of marketing agreements and marketing orders (7 CFR Part 900), a public hearing was held upon certain proposed amendments to the tentative marketing agreement and to the order regulating the handling of milk in the Texas Panhandle marketing area. Upon the basis of the evidence introduced at such hearing and the record thereof, it is found that:

(1) The said order as hereby amended, and all of the terms and conditions thereof, will tend to effectuate the declared policy of the Act;

(2) The parity prices of milk, as determined pursuant to section 2 of the Act, are not reasonable in view of the price of feeds, available supplies of feeds, and other economic conditions which affect market supply and demand for milk in the said marketing area, and the minimum prices specified in the order as hereby amended, are such prices as will reflect the aforesaid factors, insure a sufficient quantity of pure and wholesome milk, and be in the public interest;

(3) The said order as hereby amended, regulates the handling of milk in the same manner as, and is applicable only to persons in the respective classes of industrial or commercial activity specified in, a marketing agreement upon which a hearing has been held.

Order relative to handling. It is Therefore Ordered, that on and after the effective date hereof, the handling of milk in the Texas Panhandle marketing area shall be in conformity to and in compliance with the terms and conditions of the aforesaid order, as hereby amended, and the aforesaid order is hereby amended as follows:

[1] This order shall not become effective unless and until the requirements of § 900.14 of the rules of practice and procedure governing proceedings to formulate marketing agreements and marketing orders have been met.

§ 911.46 [Amendment]

1. Delete § 911.46(a)(4) and substitute therefor the following:

(4) Whenever the total receipts of producer milk by all handlers are less than 110 percent of Class I sales by all handlers, subtract from the remaining pounds of skim milk in Class II milk an amount equal to such remainder, or the product obtained by multiplying the pounds of skim milk in producer milk by 0.05, whichever is less.

§ 911.51 [Amendment]

2. Delete § 911.51(b) and substitute therefor the following:

(b) *Class II milk price.* For the months of July through February, the price for Class II milk shall be the price computed pursuant to § 911.50(b), and for the months of March through June, such price less 13 cents.

[F.R. Doc. 60-4430; Filed, May 16, 1960; 8:49 a.m.]

[7 CFR Parts 943, 982]

[Docket Nos. AO-231-A13, AO-238-A11]

MILK IN CENTRAL WEST TEXAS MARKETING AREA

Decision on Proposed Amendments to Tentative Marketing Agreement and to Order

Pursuant to the provisions of the Agricultural Marketing Agreement Act of 1937, as amended (7 U.S.C. 601 et seq.), and the applicable rules of practice and procedure governing the formulation of marketing agreements and marketing orders (7 CFR Part 900), a public hearing was held at Dallas, Texas, on February 17, 1960, pursuant to notice thereof issued on February 10, 1960 (25 F.R. 1315).

Upon the basis of the evidence introduced at the hearing and the record thereof, the Deputy Administrator, Agricultural Marketing Service, on April 15, 1960 (25 F.R. 3419) filed with the Hearing Clerk, United States Department of Agriculture, his recommended decision containing notice of the opportunity to file written exceptions thereto.

The hearing, in addition to considering proposed amendments to the Central West Texas marketing order, also was concerned with proposals to amend the North Texas marketing order. This decision is confined to a consideration of the proposals with respect to the Central West Texas order. The proposals concerning the North Texas order will be dealt with in a later decision.

The material issues, other than those concerned with the North Texas order, on the record of the hearing relate to:

1. Revising the Class II price; and
2. Adding a provision on use of equivalent prices.

Findings and conclusions. The following findings and conclusions on the material issues are based on evidence presented at the hearing and the record thereof:

1. The Class II milk price should be the butter-powder formula price.

The present order provides that the price for Class II milk, for the months of April through June, should be the average price reported paid for ungraded milk of 4 percent butterfat content received from dairy farmers at three specified plants, and for other months, such price or the butter-powder formula price, whichever is higher.

Producers testified in favor of making the butter-powder formula price the Class II price on a year-round basis. No opposition testimony was given.

During the past several years, the amount of ungraded milk received by the three plants specified in the order has declined considerably. It appears that this downward trend in receipts of ungraded milk will continue and in the near future the quantities will be inadequate to afford a basis for pricing Class II milk. In anticipation of such circumstances, the Class II pricing provision should be modified.

The plants of handlers regulated under the Central West Texas order are primarily fluid milk plants and have little or no manufacturing facilities. Except for sporadic, small amounts of reserve milk which handlers depend upon the producers' association to handle and which generally are processed in its Cheddar cheese plant at Ballanger, Texas, handlers' use of reserve milk is in Class II products, which afford relatively high monetary returns, such as ice cream and cottage cheese. No reserve milk is shipped to any of the three manufacturing plants which presently are used as a basis for determining the Class II price during the months of April through June.

For the nine months, July through March, during the past three years, the butter-powder formula price has been the effective Class II price, except for the first two months of 1959.

It is concluded that the Class II price should be the butter-powder formula price for all months of the year. If such price had been in effect in 1959, it would have resulted in a decrease of 7 cents per hundredweight during January and February, and an average increase of 11 cents per hundredweight during April through June. For the year as a whole, the increase in the Class II price would have been about 2 cents per hundredweight.

2. Proposal No. 6, providing for the use of equivalent prices should be adopted.

The class prices and butterfat differentials compiled by the market administrator are based on specified market quotations for milk or milk products. If for any reason one of the price quotations required by the order for computing class prices or for any other purpose is not available in the manner described, the market administrator should be authorized to use a price determined by the Secretary to be equivalent to the price which is required. This provision will facilitate the functioning and the administration of the order.

Rulings on proposed findings and conclusions. Briefs and proposed findings and conclusions were filed on behalf of certain interested parties in the market. These briefs, proposed findings and conclusions and the evidence in the record were considered in making the findings and conclusions set forth above. To the extent that the suggested findings and conclusions filed by interested parties are inconsistent with the findings and conclusions set forth herein, the requests to make such findings or reach such conclusions are denied for the reasons previously stated in this decision.

General findings. The findings and determinations hereinafter set forth are supplementary and in addition to the findings and determinations previously made in connection with the issuance of the aforesaid order and of the previously issued amendments thereto; and all of said previous findings and determinations are hereby ratified and affirmed, except insofar as such findings and determinations may be in conflict with the findings and determinations set forth herein.

(a) The tentative marketing agreement and the order, as hereby proposed to be amended, and all of the terms and conditions thereof, will tend to effectuate the declared policy of the Act;

(b) The parity prices of milk as determined pursuant to section 2 of the Act are not reasonable in view of the price of feeds, available supplies of feeds, and other economic conditions which affect market supply and demand for milk in the marketing area, and the minimum prices specified in the proposed marketing agreement and the order, as hereby proposed to be amended, are such prices as will reflect the aforesaid factors, insure a sufficient quantity of pure and wholesome milk, and be in the public interest; and

(c) The tentative marketing agreement and the order, as hereby proposed to be amended, will regulate the handling of milk in the same manner as, and will be applicable only to persons in the respective classes of industrial and commercial activity specified in, a marketing agreement upon which a hearing has been held.

No exceptions to the recommended decision were filed by interested parties within the time fixed.

Marketing agreement and order. Annexed hereto and made a part hereof are two documents entitled respectively, "Marketing Agreement Regulating the Handling of Milk in the Central West Texas Marketing Area", and "Order Amending the Order Regulating the Handling of Milk in the Central West Texas Marketing Area", which have been decided upon as the detailed and appropriate means of effectuating the foregoing conclusions.

It is hereby ordered, That all of this decision, except the attached marketing agreement, be published in the FEDERAL REGISTER. The regulatory provisions of said marketing agreement are identical with those contained in the order as hereby proposed to be amended by the attached order which will be published with this decision.

Determination of representative period. The month of March, 1960, is hereby determined to be the representative period for the purpose of ascertaining whether the issuance of the attached order amending the order regulating the handling of milk in the Central West Texas marketing area, is approved or favored by producers, as defined under the terms of the order as hereby proposed to be amended, and who, during such representative period, were engaged in the production of milk for sale within the aforesaid marketing area.

Issued at Washington, D.C., this 12th day of May 1960.

TRUE D. MORSE,
Acting Secretary.

Order[1] Amending the Order Regulating the Handling of Milk in the Central West Texas Marketing Area

§ 982.0 Findings and determinations.

The findings and determinations hereinafter set forth are supplementary and in addition to the findings and determinations previously made in connection with the issuance of the aforesaid order and of the previously issued amendments thereto; and all of said previous findings and determinations are hereby ratified and affirmed, except insofar as such findings and determinations may be in conflict with the findings and determinations set forth herein.

(a) *Findings upon the basis of the hearing record.* Pursuant to the provisions of the Agricultural Marketing Agreement Act of 1937, as amended (7 U.S.C. 601 et seq.), and the applicable rules of practice and procedure governing the formulation of marketing agreements and marketing orders (7 CFR Part 900), a public hearing was held upon certain proposed amendments to the tentative marketing agreement and to the order regulating the handling of milk in the Central West Texas marketing area. Upon the basis of the evidence introduced at such hearing and the record thereof, it is found that:

(1) The said order as hereby amended, and all of the terms and conditions thereof, will tend to effectuate the declared policy of the Act;

(2) The parity prices of milk, as determined pursuant to section 2 of the Act, are not reasonable in view of the price of feeds, available supplies of feeds, and other economic conditions which affect market supply and demand for milk in the said marketing area, and the minimum prices specified in the order as hereby amended, are such prices as will reflect the aforesaid factors, insure a sufficient quantity of pure and wholesome milk, and be in the public interest;

(3) The said order as hereby amended, regulates the handling of milk in the same manner as, and is applicable only to persons in the respective classes of industrial or commercial activity specified in, a marketing agreement upon which a hearing has been held.

Order relative to handling. It is Therefore Ordered, that on and after the

[1] This order shall not become effective unless and until the requirements of § 900.14 of the rules of practice and procedure governing proceedings to formulate marketing agreements and marketing orders have been met.

effective date hereof, the handling of milk in the Central West Texas marketing area shall be in conformity to and in compliance with the terms and conditions of the aforesaid order, as hereby amended, and the aforesaid order is hereby amended as follows:

§ 982.51 [Amendment]

1. Delete § 982.51(a) and substitute therefor the following:

(a) *Class II milk.* Subject to the provisions of § 982.52, the minimum price per hundredweight to be paid by each handler for milk received at his plant from producers and classified as Class II milk shall be the sum of the plus values computed as follows:

(1) From the simple average as computed by the market administrator of the daily wholesale selling prices (using the midpoint of any price range as one price) per pound of Grade A (92-score) bulk creamery butter at Chicago, as reported by the Department during the month, subtract 3 cents, add 20 percent thereof and multiply by 4.0;

(2) From the simple average as computed by the market administrator of the weighted averages of carlot prices per pound for nonfat dry milk solids, spray and roller process, respectively, for human consumption, f.o.b. manufacturing plants in the Chicago area, as published for the period from the 26th day of the preceding month through the 25th day of the current month by the Department, deduct 5.5 cents, multiply by 8.5 and multiply by 0.96.

2. Add as § 982.54 the following:

§ 982.54 Use of equivalent prices.

If for any reason a price quotation required by this order for computing class prices or for any other purpose is not available in the manner described, the market administrator shall use a price determined by the Secretary to be equivalent to the price which is required.

[F.R. Doc. 60-4431; Filed, May 16, 1960; 8:49 a.m.]

DEPARTMENT OF HEALTH, EDUCATION, AND WELFARE

Food and Drug Administration

[21 CFR Part 120]

TOLERANCES AND EXEMPTIONS FROM TOLERANCES FOR PESTICIDE CHEMICALS IN OR ON RAW AGRICULTURAL COMMODITIES

Notice of Filing of Petition for Establishment of Tolerance for Residues of O,O-Dimethyl S-(4-oxo-1,2,3-Benzotriazinyl-3-Methyl) Phosphorodithioate

Pursuant to the provisions of the Federal Food, Drug, and Cosmetic Act (sec. 408(d)(1), 68 Stat. 512; 21 U.S.C. 346a(d)(1)), the following notice is issued:

A petition has been filed by Chemagro Corporation, P.O. Box 4913, Kansas City, Missouri, proposing the establishment of a tolerance of 7.5 parts per million for residues of *O,O*-dimethyl *S*-(4-oxo-1,2,3-benzotriazinyl-3-methyl) phosphorodithioate in or on grapes.

The analytical method proposed in the petition for determining residues of *O,O*-dimethyl *S*-(4-oxo-1,2,3-benzotriazinyl-3-methyl) phosphorodithioate is that published in the FEDERAL REGISTER of March 3, 1959 (24 F.R. 1573).

Dated: May 10, 1960.

[SEAL] ROBERT S. ROE,
Director, Bureau of Biological and Physical Sciences.

[F.R. Doc. 60-4416; Filed, May 16, 1960; 8:48 a.m.]

Notices

DEPARTMENT OF THE INTERIOR

Bureau of Land Management

[Notice 12]

ALASKA

Notice of Filing of Alaska Protraction Diagram, Anchorage Land District

MAY 10, 1960.

Notice is hereby given that effective with this publication, the following protraction diagrams are officially filed of record in the Anchorage Land Office, 6th and Cordova, Anchorage, Alaska. In accordance with 43 CFR 192.42a(c) (24 F.R. 4140, May 22, 1959), these protractions will become the basic record for the description of oil and gas lease offers, State Selection applications under 43 CFR 76.9(a)(4) (24 F.R. 4657), and other authorized uses filed at and subsequent to 10:00 a.m. on the thirty-first day after the publication of this notice.

ALASKA PROTRACTION DIAGRAM (UNSURVEYED)

COPPER RIVER MERIDIAN

CR 9–1, Ts. 19 to 20 S., Rs. 29 to 32 E.;
CR 9–2, Ts. 17 to 20 S., Rs. 26 to 28 E.;
CR 9–3, Ts. 17 to 20 S., Rs. 22 to 25 E.;
CR 9–4, Ts. 17 to 20 S., Rs. 18 to 21 E.;
CR 9–5, Ts. 21 to 23 S., Rs. 18 to 21 E.;
CR 9–6, Ts. 21 to 24 S., Rs. 22 to 25 E.;
CR 9–7, Ts. 21 to 24 S., Rs. 26 to 28 E.;
CR 9–8, Ts. 21 to 24 S., Rs. 29 to 32 E.;
CR 9–9, Ts. 25 to 26 S., Rs. 29 to 32 E.;
CR 9–10, T. 25 S., Rs. 26 to 28 E.

Copies of these diagrams are for sale at one dollar ($1.00) per sheet by the Cadastral Engineering Office, Bureau of Land Management, mailing address: 6th and Cordova, Anchorage, Alaska.

IRVING W. ANDERSON,
Manager,
Anchorage Land Office.

[F.R. Doc. 60–4421; Filed, May 16, 1960; 8:48 a.m.]

[Notice 13]

ALASKA

Notice of Filing of Alaska Protraction Diagram, Anchorage Land District

MAY 10, 1960.

Notice is hereby given that effective with this publication, the following protraction diagrams are officially filed of record in the Anchorage Land Office, 6th and Cordova, Anchorage, Alaska. In accordance with 43 CFR 192.42a(c), (24 F.R. 4140, May 22, 1959), these protractions will become the basic record for the description of oil and gas lease offers, State Selection applications under 43 CFR 76.9(a)(4), (24 F.R. 4657), and other authorized uses filed at and subsequent to 10:00 a.m. on the thirty-first day after the publication of this notice.

ALASKA PROTRACTION DIAGRAM (UNSURVEYED)

SEWARD MERIDIAN

S 13–1, Ts. 6 to 8 N., Rs. 14 to 16 W.;
S 13–7, Ts. 12 to 13 N., Rs. 5 to 6 W.;
S 13–8, Ts. 10 to 12 N., Rs. 1 to 4 W.;
S 13–13, Ts. 3 to 5 N., Rs. 5 to 16 W.

Copies of these diagrams are for sale at one dollar ($1.00) per sheet by the Cadastral Engineering Office, Bureau of Land Management, mailing address: 6th and Cordova, Anchorage, Alaska.

IRVING W. ANDERSON,
Manager,
Anchorage Land Office.

[F.R. Doc. 60–4422; Filed, May 16, 1960; 8:48 a.m.]

[Notice 14]

ALASKA

Notice of Filing of Alaska Protraction Diagram, Anchorage Land District

MAY 10, 1960.

Notice is hereby given that effective with this publication, the following protraction diagrams are officially filed of record in the Anchorage Land Office, 6th and Cordova, Anchorage, Alaska. In accordance with 43 CFR 192.42a(c) (24 F.R. 4140, May 22, 1959), these protractions will become the basic record for the description of oil and gas lease offers, State Selection applications under 43 CFR 76.9(a)(4) (24 F.R. 4657), and other authorized uses filed at and subsequent to 10:00 a.m. on the thirty-first day after the publication of this notice.

ALASKA PROTRACTION DIAGRAM (UNSURVEYED)

FAIRBANKS MERIDIAN

F 10–18, Ts. 18 to 20 S., Rs. 8 to 5 W.;
F 10–19, Ts. 17 to 20 S., Rs. 9 to 12 W.;
F 10–20, Ts. 18 to 20 S., Rs. 13 to 16 W.;
F 10–21, Ts. 21 to 22 S., Rs. 13 to 16 W.;
F 10–22, Ts. 21 to 22 S., Rs. 9 to 12 W.;
F 10–23, Ts. 21 to 22 S., Rs. 5 to 8 W.;
F 10–24, Ts. 21 to 22 S., Rs. 1 to 4 W.

Copies of these diagrams are for sale at one dollar ($1.00) per sheet by the Cadastral Engineering Office, Bureau of Land Management, mailing address: 6th and Cordova, Anchorage, Alaska.

IRVING W. ANDERSON,
Manager,
Anchorage Land Office.

[F.R. Doc. 60–4423; Filed, May 16, 1960; 8:48 a.m.]

[Notice 15]

ALASKA

Notice of Filing of Alaska Protraction Diagram, Anchorage Land District

MAY 10, 1960.

Notice is hereby given that effective with this publication, the following protraction diagrams are officially filed of record in the Anchorage Land Office, 6th and Cordova, Anchorage, Alaska. In accordance with 43 CFR 192.42a(c) (24 F.R. 4140, May 22, 1959), these protractions will become the basic record for the description of oil and gas lease offers, State Selection applications under 43 CFR 76.9(a)(4) (24 F.R. 4657), and other authorized uses filed at and subsequent to 10:00 a.m. on the thirty-first day after the publication of this notice.

ALASKA PROTRACTION DIAGRAM (UNSURVEYED)

SEWARD MERIDIAN

S 3–1, Ts. 33 to 34 N., Rs. 17 to 20 W.;
S 3–2, Ts. 33 to 34 N., Rs. 21 to 24 W.;
S 3–3, Ts. 33 to 34 N., Rs. 25 to 28 W.;
S 3–4, Ts. 33 to 34 N., Rs. 29 to 32 W.;
S 3–5, Ts. 29 to 32 N., Rs. 29 to 32 W.;
S 3–6, Ts. 29 to 32 N., Rs. 25 to 28 W.;
S 3–7, Ts. 29 to 32 N., Rs. 21 to 24 W.;
S 3–8, Ts. 29 to 32 N., Rs. 17 to 20 W.;
S 3–9, Ts. 25 to 28 N., Rs. 17 to 20 W.;
S 3–10, Ts. 25 to 28 N., Rs. 21 to 24 W.
S 3–11, Ts. 25 to 28 N., Rs. 25 to 28 W.;
S 3–12, Ts. 25 to 28 N., Rs. 29 to 32 W.;
S 3–13, Ts. 21 to 24 N., Rs. 29 to 32 W.;
S 3–14, Ts. 21 to 24 N., Rs. 25 to 28 W.;
S 3–15, Ts. 21 to 24 N., Rs. 21 to 24 W.;
S 3–16, Ts. 21 to 24 N., Rs. 17 to 20 W.;
S 3–17, Ts. 17 to 20 N., Rs. 17 to 20 W.;
S 3–18, Ts. 17 to 20 N., Rs. 21 to 24 W.;
S 3–19, Ts. 17 to 20 N., Rs. 25 to 28 W.;
S 3–20, Ts. 17 to 20 N., Rs. 29 to 32 W.

Copies of these diagrams are for sale at one dollar ($1.00) per sheet by the Cadastral Engineering Office, Bureau of Land Management, mailing address: 6th and Cordova, Anchorage, Alaska.

IRVING W. ANDERSON,
Manager,
Anchorage Land Office.

[F.R. Doc. 60–4424; Filed, May 16, 1960; 8:48 a.m.]

[Notice 16]

ALASKA

Notice of Filing of Alaska Protraction Diagram, Anchorage Land District

MAY 10, 1960.

Notice is hereby given that effective with this publication, the following protraction diagrams are officially filed of record in the Anchorage Land Office, 6th and Cordova, Anchorage, Alaska. In accordance with 43 CFR 192.42a(c), (24 F.R. 4140, May 22, 1959), these protractions will become the basic record for the description of oil and gas lease offers, State Selection applications under 43 CFR 76.9(a)(4) (24 F.R. 4657), and other authorized uses filed at and subsequent to 10:00 a.m. on the thirty-first day after the publication of this notice.

ALASKA PROTRACTION DIAGRAM (UNSURVEYED)

COPPER RIVER MERIDIAN

CR 5–1, Ts. 1 to 4 S., Rs. 1 to 4 W.;
CR 5–2, Ts. 1 to 4 S., Rs. 5 to 8 W.;

CR 5–3, Ts. 1 to 4 S., Rs. 9 to 11 W.;
CR 5–4, Ts. 5 to 8 S., Rs. 9 to 11 W.;
CR 5–5, Ts. 5 to 8 S., Rs. 5 to 8 W.;
CR 5–6, Ts. 5 to 8 S., Rs. 1 to 4 W.;
CR 5–7, Ts. 9 to 12 S., Rs. 1 to 4 W.;
CR 5–8, Ts. 9 to 12 S., Rs. 5 to 8 W.;
CR 5–9, Ts 9 to 12 S., Rs. 9 to 11 W.;
CR 5–10, Ts. 13 to 16 S., Rs. 5 to 9 W.;
CR 5–11, Ts. 13 to 16 S., Rs. 1 to 4 W.;
CR 5–12, Ts. 17 to 19 S., Rs. 1 to 4 W.;
CR 5–13, Ts. 17 to 20 S., Rs. 5 to 9 W.

Copies of these diagrams are for sale at one dollar ($1.00) per sheet by the Cadastral Engineering Office, Bureau of Land Management, mailing address: 6th and Cordova, Anchorage, Alaska.

IRVING W. ANDERSON,
Manager,
Anchorage Land Office.

[F.R. Doc. 60–4425; Filed, May 16, 1960; 8:48 a.m.]

DEPARTMENT OF COMMERCE

Office of Business Economics

SURVEY OF FOREIGN BUSINESS INVESTMENTS IN THE UNITED STATES

Instructions and Regulations

SECTION I. Introduction. This Survey of Foreign Business Investments in the United States is being conducted by the Department of Commerce to provide a complete and accurate account as of 1959 of United States business organizations in which there is a substantial foreign ownership. Information to be collected will show the amount and nature of such investments, their earnings and growth during the year, and their relationship to domestic industry and to the international transactions of the United States. These data will provide a new base for the continuing collection of sample data and will contribute to more reliable balance-of-payments information in the future.

The information required in this survey is set forth in questionnaire Form BE–145, as specified in Section II of these instructions. Each reporter, as defined below, is required under the law to submit a report on Form BE–145. The legal provisions follow:

Pursuant to Executive Order 10033 of February 8, 1949 (14 F.R. 561) issued under section 8 of the Bretton Woods Agreements Act (59 Stat. 515, 22 U.S.C. 286f), the National Advisory Council on International Monetary and Financial Problems, after consultation with the Director of the Bureau of the Budget, has determined that the collection of data for 1959 on foreign business investments in the United States is essential in order that the United States Government may continue to comply with official requests from the International Monetary Fund for balance-of-payments information.

In accordance with sections 2(b) and 2(c) of Executive Order 10033, the Director of the Bureau of the Budget has designated the Commerce Department as the Federal executive agency to collect the required data and the Secretary of Commerce has assigned this responsibility to the Office of Business Economics, Department of Commerce.

Replies on this form are therefore mandatory under section 8(b) of the Bretton Woods Agreements Act cited above.

This survey has been approved by the Bureau of the Budget under the Federal Reports Act (Public Law No. 831, 77th Congress). All replies will be held in confidence by the Office of Business Economics, under the provisions of section 4(b) of that Act and section 8(c) of the Bretton Woods Agreements Act.

Inasmuch as the Survey involves a foreign affairs function of the United States, section 4 of the Administrative Procedure Act does not apply. In any event it is found that because of the nature of the survey, the fact that it is required under the Bretton Woods Agreements Act upon appropriate request, and that, consequently, the Instructions and Forms are merely declaratory of that Act and Executive Order above mentioned, no useful purpose would be served by notice and public procedure thereon, the same being impracticable and unnecessary. Inasmuch as the required reports will not be due for at least 30 days from publication of these instructions, there is no need for postponement of their effective date, and such instructions are, therefore, effective upon publication in the FEDERAL REGISTER.

Dated: May 11, 1960.

FREDERICK H. MUELLER,
Secretary of Commerce.

SEC. II. *General instructions*—A. *Who must report*—1. *Basic requirement.* Every business enterprise subject to the jurisdiction of the United States which was controlled, as defined below, directly or indirectly by a foreign person(s) or organization(s) on December 31, 1959, is required to report. Such business enterprises shall include, but not be limited to, corporations, branches of foreign persons or organizations, partnerships, investments in real property, leaseholds, estates, trusts, and sole proprietorships or other forms of outright individual ownership. (Important: See subsections B and C–6 for exemptions and for definition of control.)

2. *Foreign beneficial interests.* If the foreign controlling interest in a United States business enterprise, including commercial real property, was held, exercised or administered by a United States estate, trust (including irrevocable trusts), nominee, agent, representative, custodian, or other intermediary of the foreign beneficial owners, such estate, trust, nominee or other intermediary shall be responsible for reporting for the business enterprise the required information on Form BE–145, or shall instruct the United States business enterprise in question to submit the required information. This does not relieve the United States business enterprise of responsibility for reporting if such business enterprise has knowledge of the direct or indirect foreign controlling interest, but only one report should be filed for each such enterprise.

For the purposes of this Survey, accounts or transactions of a United States business enterprise with a United States estate, trust, nominee or other intermediary of foreign beneficial owners shall be considered as accounts or transactions with such beneficial owners.

3. *Consolidated reports.* If a reporter held a controlling interest in other U.S. enterprises engaged in the same type of business and required to report, the information requested in Part B of Form BE–145 may be consolidated for such reporter and enterprises, provided all accounts are fully consolidated. However, Part A of Form BE–145 is required for each reporter consolidated (or schedule providing such information) except Item IIb and Section III which are required only for the reporter holding the controlling interest in the other enterprises consolidated.

4. *Control by affiliated foreign owners.* When affiliated foreign owners (see subsection C–5) as a group held a controlling interest in a United States business enterprise, a report is required for such enterprise even though no one foreign owner held as much as a 25 percent interest.

B. *Exemptions*—1. *Exemption based on value.* If the value of total assets, including real property investments, of any person or business organization otherwise required to report, was less than $50,000 on December 31, 1959, such a person or business organization is required to file only Part A of Form BE–145 for this survey, with a notation that total assets are less than $50,000. The value of total assets is to be determined by the cost, book value, or estimated market value, whichever is the greatest.

2. *Certain property exempted.* Reports are not required for foreign-owned assets in the United States not employed in connection with a United States business enterprise controlled abroad. Assets of religious bodies, charitable organizations or other non-profit organizations are exempt from reporting, except for the interest of such groups in U.S. enterprises primarily conducting business for profit. Real or personal property acquired for personal use or occupancy by a foreign owner is exempt from reporting. However, interests in real property in the United States acquired for business purposes by a foreign owner must be reported, except as otherwise exempted by this Section.

C. *Definitions.* For the purpose of this survey and any instructions or rulings issued hereunder, the following definitions are prescribed:

1. "Person" shall mean an individual, partnership, association, corporation, estate or trust, or other organization or form of business enterprise.

2. "Person subject to the jurisdiction of the United States" shall mean (1) any individual ordinarily resident in the United States; (2) any corporation, business enterprise, estate, trust, or other organization created or organized under the laws of the United States or any State, territory, district, or possession thereof; (3) any other entity resident in the United States on December 31, 1959, including branches of foreign organiza-

tions, real property, leaseholds, sole proprietorships and partnerships.

3. "United States" shall mean the 50 states, the District of Columbia, the Commonwealth of Puerto Rico, the Panama Canal Zone, and any territory or possession of the United States.

4. "Foreign or foreign person" shall include any area or any person or organization subject to the jurisdiction of a country other than the United States.

5. "Affiliates" shall mean (1) in relation to any corporation or other organization issuing stock or similar securities, any person who, directly or indirectly, owned, controlled, or held with power to vote, 10 percent or more of the outstanding voting securities thereof; (2) as to any other organization, any person who owned or controlled 10 percent or more of the comparable ownership rights therein; (3) any group of persons who ordinarily exercise their voting rights in a business organization as a unit; (4) (a) individuals married to each other, their direct forebears, and their children; (b) brothers and sisters; (c) estates or trusts for the benefit of or created by persons, are deemed to be affiliates of such persons and of each other; (d) nominees, representatives or intermediaries are deemed to be affiliates of their principals and of each other; (e) estates, trusts, nominees or intermediaries of affiliated persons are deemed to be affiliates of each other.

Any corporation or other organization of which a person was an affiliate also shall be deemed to have been an affiliate of such person, and all persons who were affiliates of the same person shall be deemed to have been affiliates of each other.

6. "Control or controlling interest" shall mean, for the statistical purposes of this survey, the direct ownership and/or indirect ownership through intermediaries or affiliates of 25 percent or more of the voting securities of a corporation, or of other ownership equities in other types of organizations.

7. "Parent" shall mean any person or affiliated group of persons directly owning 25 percent or more of the voting securities of a corporation or of other ownership equities in other types of organizations. In some cases there may be more than one parent. (See subsection A–2 regarding beneficial ownership through intermediaries.)

8. "Branch" shall mean an unincorporated business enterprise subject to the jurisdiction of the United States controlled by a foreign person or organization, including all assets or liabilities connected with the operations of such a branch.

9. "Reporter" is the business enterprise for which a report is required. If the enterprise is in the nature of a leasehold or real property not identifiible by name, the report may be filed on behalf of the reporter by an agent or representative of the foreign beneficial owner or by such owner.

D. *Other general instructions*—1. *Space on form insufficient.* When space does not permit a full answer to any question on the form, the information required should be submitted on supplementary sheets appropriately labeled and incorporated by reference under the question.

2. *Estimates.* Every question on the form which a reporter is required to use in rendering his report must be answered. If the information is not available as specified in the form, a reasonable estimate should be entered, labeled as such. If there is no basis for such an estimate, state "unknown" with an appropriate explanation. However, if and when the information becomes available, a supplementary report must be filed promptly with a full explanation.

Space not needed or inapplicable for supplying requested information should be left entirely blank. When there is nothing to report under any question, state "no" or "none".

3. *Number of copies.* A single original copy should be filed. In addition, each person reporting should retain a copy of his report.

4. *Time and place of filing reports.* Reports shall be filed on or before July 15, 1960, with the Department of Commerce, Office of Business Economics, BE–50, Washington 25, D.C.

5. *Information regarding preparation of reports.* Anyone desiring information concerning this survey or copies of forms may apply directly to the United States Department of Commerce, Office of Business Economics, BE–50, Washington 25, D.C., or to any Field Office of the United States Department of Commerce.

[F.R. Doc. 60–4396; Filed, May 16, 1960; 8:45 a.m.]

CIVIL AERONAUTICS BOARD

[Docket 8106 etc.]

GREENSBORO-HIGH POINT ADEQUACY OF SERVICE CASE

Notice of Hearing

Notice is hereby given that the hearing to be held in the above-entitled proceeding is assigned to begin on June 21, 1960, at 10:00 a.m., e.d.s.t., in Room 725, Universal Building, Connecticut and Florida Avenues NW., Washington, D.C., before Examiner Ferdinand D. Moran.

Dated at Washington, D.C., May 11, 1960.

[SEAL] FRANCIS W. BROWN,
Chief Examiner.

[F.R. Doc. 60–4427; Filed, May 16, 1960; 8:48 a.m.]

[Docket 10064]

WEST COAST AIRLINES, INC.; RENEWAL OF TEMPORARY INTERMEDIATE POINTS

Notice of Hearing

In the matter of the renewal of West Coast Airlines, Inc., temporary points of Chehalis-Centralia and Ellensburg, Washington; Burley-Rupert and McCall, Idaho; Baker and LaGrande, Oregon; and Ontario, Oregon-Payette, Idaho.

Notice is hereby given, pursuant to provisions of the Federal Aviation Act of 1958, as amended, that hearing in the above-entitled proceeding is assigned to be held on June 1, 1960, at 10:00 a.m., local time, in The City Council Chambers in City Hall, Baker, Oregon, before Examiner Thomas L. Wrenn.

A second session of the hearing will be held on June 6, 1960, at 10:00 a.m., local time, in Court Room 414, U.S. Court House, Seattle, Washington.

Dated at Washington, D.C., May 12, 1960.

[SEAL] FRANCIS W. BROWN,
Chief Examiner.

[F.R. Doc. 60–4428; Filed, May 16, 1960; 8:48 a.m.]

FEDERAL COMMUNICATIONS COMMISSION

[Docket No. 13489, etc.; FCC 60M–813]

ALEXANDRIA BROADCASTING CORP. (KXRA) ET AL.

Order Scheduling Hearing

In re applications of Alexandria Broadcasting Corporation (KXRA), Alexandria, Minnesota, Docket No. 13489, File No. BP–12287; Clifford L. Hedberg, tr/as Western Minnesota Broadcasting Co. (KMRS), Morris, Minnesota, Docket No. 13499, File No. BP–12347; KISD, Inc. (KISD), Sioux Falls, South Dakota, Docket No. 13500, File No. BP–13366; for construction permits.

It is ordered, This 11th day of May 1960, that Basil P. Cooper will preside at the hearing in the above-entitled proceeding which is hereby scheduled to commence on July 7, 1960, in Washington, D.C.

Released: May 11, 1960.

FEDERAL COMMUNICATIONS COMMISSION,
[SEAL] BEN F. WAPLE,
Acting Secretary.

[F.R. Doc. 60–4432; Filed, May 16, 1960; 8:49 a.m.]

[Docket Nos. 13462–13465; FCC 60M–809]

BROCKWAY CO. (WMSA) ET AL.

Order Scheduling Prehearing Conference

In re applications of The Brockway Company (WMSA), Massena, New York, Docket No. 13462, File No. BP–12290; Twin State Broadcasters, Inc. (WTWN), St. Johnsbury, Vermont, Docket No. 13463, File No. BP–13040; Trustees of Dartmouth College (WDCR), Hanover, New Hampshire, Docket No. 13464, File No. BP–13112; WIRY, Inc. (WIRY), Plattsburg, New York, Docket No. 13465, File No. BP–13631; for construction permits.

On the Hearing Examiner's own motion: *It is ordered,* This 11th day of May 1960, that all parties, or their counsel, in the above-entitled proceeding are directed to appear for a prehearing conference pursuant to the provisions of § 1.111 of the Commission's rules, on

Thursday, May 26, 1960, at 10:00 a.m., in the offices of the Commission at Washington, D.C.

Released: May 11, 1960.

FEDERAL COMMUNICATIONS COMMISSION,
[SEAL] BEN F. WAPLE,
Acting Secretary.

[F.R. Doc. 60-4433; Filed, May 16, 1960; 8:49 a.m.]

[Docket Nos. 13485-13487; FCC 60M-812]

CLARKE BROADCASTING CORP. (WGAU) ET AL.

Order Scheduling Hearing

In re applications of Clarke Broadcasting Corporation (WGAU), Athens, Georgia, Docket No. 13485, File No. BP-12186; Wake Broadcasters, Inc. (WAKE), Atlanta, Georgia, Docket No. 13486, File No. BP-12477; Savannah Valley Broadcasting Company (WBBQ), Augusta, Georgia, Docket No. 13487, File No. BP-13455; for construction permits.

It is ordered, This 11th day of May 1960, that Millard F. French will preside at the hearing in the above-entitled proceeding which is hereby scheduled to commence on July 11, 1960, in Washington, D.C.

Released: May 11, 1960.

FEDERAL COMMUNICATIONS COMMISSION,
[SEAL] BEN F. WAPLE,
Acting Secretary.

[F.R. Doc. 60-4434; Filed, May 16, 1960; 8:49 a.m.]

[Docket Nos. 13469-13471; FCC 60M-808]

WILMER E. HUFFMAN ET AL.

Statement and Order After Prehearing Conference

In re applications of Wilmer E. Huffman, Pratt, Kansas, Docket No. 13469, File No. BP-12021; Francis C. Morgan, Jr., Larned, Kansas, Docket No. 13470, File No. BP-12749; Pier San, Inc., Larned, Kansas, Docket No. 13471, File No. BP-12750; for construction permits.

At a prehearing conference today, attended by counsel for Huffman, Morgan, Pier San, Inc., and the Broadcast Bureau, it was agreed, among other things, that—

1. The direct cases would be in written form;

2. The following schedule would govern:

a. Hearing now scheduled for June 13 is continued to Thursday, July 7, 1960, at 10 a.m., in the offices of the Commission, Washington, D.C.;

b. Informal exchange of engineering exhibits by May 31, 1960;

c. The final exchange of engineering and lay exhibits by June 22, 1960;

d. Notification of opposing counsel of witnesses desired for cross-examination by June 30, 1960;

So ordered, This 10th day of May 1960.

Released: May 11, 1960.

FEDERAL COMMUNICATIONS COMMISSION,
[SEAL] BEN F. WAPLE,
Acting Secretary.

[F.R. Doc. 60-4435; Filed, May 16, 1960; 8:49 a.m.]

[Docket No. 13394; FCC 60M-760]

OIL TRANSPORT CO., INC.

Order Continuing Hearing

In the matter of Oil Transport Co., Inc., 2837 Tchoupitoulas Street, New Orleans, Louisiana, Docket No. 13394; order to show cause why there should not be revoked the license for radio station WC-590 aboard the vessel "Susan Houghland."

The Hearing Examiner having under consideration the agreements of counsel reached upon the record of a prehearing conference in the above-entitled proceeding held on May 2, 1960, which meet with his approval;

It appearing that it is desirable that the agreements reached be formalized in an order;

It is ordered, This 2d day of May 1960: (1) That the Chief of the Commission's Safety and Special Radio Services Bureau has until May 16, 1960 to mail to respondent's counsel copies of any exhibits constituting the Bureau's direct case, in addition to those copies of exhibits which were exchanged with respondent's counsel during the prehearing conference; (2) that respondent's counsel has until June 2, 1960 to mail a letter to the Bureau stating whether respondent desires to proceed by oral or written presentation, to cross-examine the Bureau's witnesses, or to proceed by waiver of hearing pursuant to § 1.62 of the Commission's rules; (3) that irrespective of the method of procedure finally decided upon, respondent is to mail to the Bureau not later than June 9, 1960 copies of all exhibits in rebuttal or extenuation it intends to present; (4) that both parties are to transmit copies of all exhibits they intend to present in evidence to the Hearing Examiner not later than June 12, 1960; and (5) that the hearing is to be continued to Wednesday, June 29, 1960, at 1:00 p.m., at the Commission's Offices, Washington, D.C. (unless otherwise ordered by the Chief Hearing Examiner, before whom there is a pending motion by the respondent to change the venue).

Released: May 3, 1960.

FEDERAL COMMUNICATIONS COMMISSION,
[SEAL] BEN F. WAPLE,
Acting Secretary.

[F.R. Doc. 60-4436; Filed, May 16, 1960; 8:49 a.m.]

[Docket No. 13502; FCC 60M-814]

O'KEEFE BROADCASTING CO., INC.

Order Scheduling Hearing

In re application of O'Keefe Broadcasting Company, Inc., Levittown-Fairless Hills, Pennsylvania, Docket No. 13502, File No. BPH-2913; for construction permit.

It is ordered, This 11th day of May 1960, that Thomas H. Donahue will preside at the hearing in the above-entitled proceeding which is hereby scheduled to commence on July 11, 1960, in Washington, D.C.

Released: May 11, 1960.

FEDERAL COMMUNICATIONS COMMISSION,
[SEAL] BEN F. WAPLE,
Acting Secretary.

[F.R. Doc. 60-4437; Filed, May 16, 1960; 8:49 a.m.]

[Docket Nos. 12814, 13488; FCC 60M-811]

VOICE OF THE NEW SOUTH, INC. (WNSL) AND MID-AMERICA BROADCASTING CO., INC (WGVM)

Order Scheduling Hearing

In re applications of Voice of the New South, Inc. (WNSL), Laurel, Mississippi, Docket No. 12814, File No. BP-11916; Mid-America Broadcasting Company, Inc. (WGVM), Greenville, Mississippi, Docket No. 13488, File No. BP-13245; for construction permits.

It is ordered, This 11th day of May 1960, that Walther W. Guenther will preside at the hearing in the above-entitled proceeding which is hereby scheduled to commence on July 8, 1960, in Washington, D.C.

Released: May 11, 1960.

FEDERAL COMMUNICATIONS COMMISSION,
[SEAL] BEN F. WAPLE,
Acting Secretary.

[F.R. Doc. 60-4438; Filed, May 16, 1960; 8:49 a.m.]

FEDERAL POWER COMMISSION

H. L. HUNT ET AL.

Order Redesignating Proceedings, Making Assignees Co-Respondents, Requiring Filing of Undertakings to Assure Refunds of Excess Charges by Co-Respondents, and Terminating Proceedings

MAY 10, 1960.

H. L. Hunt, Lamar Hunt, Lamar Hunt Trust Estate, Nelson Bunker Hunt Trust Estate, William Herbert Hunt Trust Estate, and Placid Oil Company (Operator), et al. (Formerly H. L., Hunt) Docket Nos. G-13531, G-16642, G-19754; Lamar Hunt, Docket No. G-19748; Lamar Hunt Trust Estate, Docket No. G-19749; William Herbert Hunt Trust Es-

tate, Docket No. G–19750; Nelson Bunker Hunt Trust Estate, Docket No. G–19751; Placid Oil Company (Operator), et al., Docket No. G–19767.

On October 11, 1954, H. L. Hunt filed an application for a certificate of public convenience and necessity covering, inter alia, a sale of natural gas produced in Lucky Field, Bienville Parish, Louisiana, to Texas Eastern Transmission Corporation [1] (Texas Eastern) under a gas sales contract on file with this Commission as H. L. Hunt FPC Gas Rate Schedule No. 7. Said rate schedule is involved in several rate proceedings of which three are relevant to this order—G–13531 wherein Supplement No. 8 was made effective subject to refund as of April 1, 1958; G–16642 wherein Supplement No. 10 was made effective subject to refund as of April 1, 1959; and G–19754 wherein Supplement No. 12 was made effective as of April 1, 1960.

H. L. Hunt purchased the gas which is delivered to Texas Eastern under his FPC Gas Rate Schedule No. 7 from Lamar Hunt, Lamar Hunt Trust Estate, William Herbert Hunt Trust Estate, Nelson Bunker Hunt Trust Estate, and Placid Oil Company, who acted as operator, under several gas sales contracts. Each of said contracts which had been filed as the rate schedules of the producer sellers has heretofore been cancelled as set out in letters dated March 24, 1960, addressed to said party sellers.

By agreement executed December 1, 1959, H. L. Hunt assigned to said producer sellers (1) all his rights, title and interests in and to the gas sales contract on file as H. L. Hunt's FPC Gas Rate Schedule No. 7, and (2) all pertinent facilities and property in the Lucky Field. Each assignee producer has made the requisite certificate and rate filing and the latter were also accepted by letters dated March 24, 1960.

It would appear appropriate, therefore, to redesignate the proceedings in Docket Nos. G–13531, G–16642 and G–19754 so as to make the assignees co-respondents with H. L. Hunt and that said co-respondents file appropriate undertakings in Docket Nos. G–13531, G–16642 and G–19754.

The assignees have also filed cancellations of the rate schedules under which the gas has heretofore been sold to H. L. Hunt for resale to Texas Eastern. Said filings render moot certain of the issues raised in the proceedings in Docket Nos. G–19767,[2] G–19749,[3] G–19750 [4] and all issues in the proceedings in Docket Nos. G–19751 and G–19748. It, therefore, would appear appropriate to terminate the proceedings in Docket Nos. G–19751 and G–19748 and to terminate the proceedings in Docket Nos. G–19767, G–19749 and G–19750 insofar as such relate to the supplements herein set out.

The Commission finds:

(1) Good cause exists for redesignating the proceedings in Docket Nos. G–13531, G–16642 and G–19754, and for requiring co-respondents to file appropriate undertakings, as hereinafter ordered.

(2) Good cause exists for terminating the proceedings in Docket Nos. G–19748, G–19749, G–19750, G–19751 and G–19767, so far, but only insofar, as hereinafter ordered.

The Commission orders:

(A) The proceedings in Docket Nos. G–13531, G–16642 and G–19754 are hereby redesignated as H. L. Hunt, Lamar Hunt, Lamar Hunt Trust Estate, Nelson Bunker Hunt Trust Estate, William Herbert Hunt Trust Estate and Placid Oil Company (Operator), et al., and said parties are substituted as co-respondents in these matters in lieu of H. L. Hunt, solely.

(B) Within 20 days following the issuance of this order, the aforesaid co-respondents are hereby directed to file appropriate agreements and undertakings in Docket Nos. G–13531, G–16642 and G–19754 in lieu of those hereto filed therein by H. L. Hunt, solely.

(C) The proceedings in Docket Nos. G–19748 and G–19751 are hereby terminated.

(D) The proceeding in Docket No. G–19749, so far, but only insofar, as such pertains to Supplements No. 10 to Lamar Hunt Trust Estate FPC Gas Rate Schedules Nos. 5 and 6, is hereby terminated.

(E) The proceeding in Docket No. G–19750, so far, but only insofar, as such pertains to Supplements No. 10 to William Herbert Hunt Trust Estate FPC Gas Rate Schedules Nos. 8 and 9, is hereby terminated.

(F) The proceeding in Docket No. G–19767, so far, but only insofar, as such pertains to Supplement No. 11 to Placid Oil Company (Operator), et al. FPC Gas Rate Schedule No. 14, is hereby terminated.

(G) The omnibus order issued October 23, 1959 in the proceedings in Docket Nos. G–19749, G–19750 and G–19767, as such pertains to the suspension of Supplement No. 3 to Lamar Hunt Trust Estate FPC Gas Rate Schedule No. 4, of Supplement No. 8 to William Herbert Hunt Trust Estate FPC Gas Rate Schedule No. 1, of Supplement No. 5 to William Herbert Hunt Trust Estate FPC Gas Rate Schedule No. 7, and of Supplements Nos. 6 and 5 to Placid Oil Company (Operator), et al. FPC Gas Rate Schedules Nos. 15 and 16, respectively, shall remain in full force and effect.

By the Commission.

MICHAEL J. FARRELL,
Acting Secretary.

[F.R. Doc. 60–4410; Filed, May 16, 1960; 8:47 a.m.]

[1] The proceeding in Docket No. G–4321 will be the subject of orders in that proceeding and will not be the subject of this order.

[2] Issues relating to Supplement No. 11 to Placid Oil Company FPC Gas Rate Schedule No. 14 only.

[3] Issues relating to Supplements No. 10 to Lamar Hunt Trust Estate FPC Gas Rate Schedules Nos. 5 and 6 only.

[4] Issues relating to Supplements No. 10 to William Herbert Hunt Trust Estate FPC Gas Rate Schedules Nos. 8 and 9 only.

SECURITIES AND EXCHANGE COMMISSION

[File No. 1–4015]

CONSOLIDATED DEVELOPMENT CORP.

Order Summarily Suspending Trading

MAY 11, 1960.

In the matter of trading on the American Stock Exchange in the Common Stock, Par Value 20 cents per share of Consolidated Development Corporation (formerly known as Consolidated Cuban Petroleum Corporation), File No. 1–4015.

The common stock, par value 20 cents per share of Consolidated Development Corporation (formerly known as Consolidated Cuban Petroleum Corporation), being listed and registered on the American Stock Exchange, a national securities exchange; and

The Commission being of the opinion that the public interest requires the summary suspension of trading in such security on such Exchange and that such action is necessary and appropriate for the protection of investors; and

The Commission being of the opinion further that such suspension is necessary in order to prevent fraudulent, deceptive or manipulative acts or practices, with the result that it will be unlawful under section 15(c)(2) of the Securities Exchange Act of 1934 and the Commission's Rule 15c2–2 thereunder for any broker or dealer to make use of the mails or of any means or instrumentality of interstate commerce to effect any transaction in, or to induce or attempt to induce the purchase or sale of such security, otherwise than on a national securities exchange;

It is ordered, Pursuant to section 19(a)(4) of the Securities Exchange Act of 1934 that trading in said security on the American Stock Exchange be summarily suspended in order to prevent fraudulent, deceptive or manipulative acts or practices, this order to be effective for a period of ten (10) days, May 12, 1960, to May 21, 1960, both dates inclusive.

By the Commission.

[SEAL] NELLYE A. THORSEN,
Assistant Secretary.

[F.R. Doc. 60–4412; Filed, May 16, 1960; 8:47 a.m.]

[File No. 812–1288]

MADISON FUND, INC., AND INTERNATIONAL MINING CORP.

Order for Hearing on Application for Order Exempting Transactions Between Affiliates Incident to a Merger

MAY 10, 1960.

The Commission on April 12, 1960 issued a Notice that Madison Fund, Inc. ("Madison"), a registered closed-end diversified investment company, and

International Mining Corporation ("IMC"), an affiliated person of Madison, had filed a joint application pursuant to section 17(b) of the Investment Company Act of 1940 ("Act") for an order exempting from the provisions of section 17(a) of the Act certain transactions incident to the proposed acquisition by a wholly-owned subsidiary of IMC, through a merger, of all of the assets of Canton Company of Baltimore ("Canton"), a majority-owned subsidiary of Madison.

Such Notice stated, among other things, that Madison owns 8.3 percent of the common stock of IMC and approximately 79 percent of the common stock of Canton. Pursuant to an agreement dated February 24, 1960, it is proposed that Northside Warehouse Corporation, a wholly-owned subsidiary of IMC, will acquire through merger all of the assets of Canton for cash and notes of IMC in the total amount of $10,829,875, equivalent to $25 per share of the presently outstanding stock of Canton. Madison has agreed to accept cash and notes of IMC for its holdings of shares of Canton, and holders of the remaining shares of Canton will be offered cash pursuant to an offer to be made by the corporation surviving the merger, as more fully described in the said Notice (Investment Company Act Release No. 3012), which is incorporated herein by reference, and in the application.

Madison and IMC have filed an amendment to the application which sets forth certain changes in the proposed terms of the 7 percent notes in the principal amount of $10,830,000 to be issued by IMC to finance the merger. It is stated that such changes, which are subject to final approval of the note indenture by the parties, are the result of negotiations since the filing of the original application and involve principally the schedule of maturities of the notes from the fourth to tenth years. Under the revised schedule presently proposed, Notes 1, 2 and 3 will be in the principal amount of $1,000,000 each and will have serial maturities of one, two, and three years, respectively; Notes 4 to 9 will each be in the principal amount of $500,000 and will mature serially in four to nine years; and Note 10 will be in the principal amount of $4,830,000 and will mature in ten years.

Such Notice further provided that any interested person might, not later than April 27, 1960, submit to the Commission in writing a request for a hearing on the matter accompanied by a statement of his interest, the reasons for such request, and the issues of fact or law proposed to be controverted. Pursuant to the said provisions of the Notice, a stockholder of IMC has in writing expressed opposition to the granting of the application, and has requested that a hearing thereon be held.

Section 17(a) of the Act prohibits an affiliated person of a registered investment company or any affiliated person of such a person, from selling to or purchasing from such registered company or person controlled by such registered company, any securities or other property, subject to certain exceptions not pertinent here, unless an exemption therefrom is granted by the Commission pursuant to section 17(b) of the Act.

It appearing to the Commission that it is appropriate in the public interest and in the interest of investors that a hearing be held with respect to the application;

Wherefore it is ordered, That a hearing under the applicable provisions of the Investment Company Act of 1940 and the Rules of the Commission thereunder be held on May 18, 1960, at 10:00 a.m., in the offices of the Securities and Exchange Commission, 425 Second Street NW., Washington, D.C. At such time the Hearing Room Clerk will advise as to the room in which such hearing will be held. At such hearing, consideration will be given to the following matters and questions, without prejudice, however, to the specification of any additional issues which may be raised by the said application:

(1) Whether the terms of the proposed transactions, including the consideration to be paid or received, are reasonable and fair and do not involve overreaching on the part of any person concerned;

(2) Whether the proposed transactions are consistent with the policy of Madison Fund, Inc., as recited in its registration statement and reports filed under the Act; and

(3) Whether the proposed transactions are consistent with the general purposes of the Act.

It is further ordered, That William W. Swift, or any officer or officers of the Commission designated by it for that purpose, shall preside at said hearing. The officer so designated is hereby authorized to exercise all the powers granted to the Commission under sections 41 and 42(b) of the Investment Company Act of 1940 and to a hearing officer under the Commission's rules of practice.

It is further ordered, That the Secretary of this Commission shall give notice of the aforesaid hearing by mailing a copy of this order by registered mail to Madison Fund, Inc., International Mining Corporation and Samuel Zirn, and that notice to all persons shall be given by publication of the order in the FEDERAL REGISTER; and that a general release of this Commission in respect of this order be distributed to the press and mailed to the mailing list for releases.

It is further ordered, That any person desiring to be heard in said proceedings, shall file with the Secretary of the Commission his application as provided by Rule XVII of the rules of practice, on or before the date provided in that Rule, setting forth any issues of law or fact which he desires to controvert or any additional issues which he deems raised by the order or by such application.

By the Commission.

ORVAL L. DUBOIS,
Secretary.

[F.R. Doc. 60-4413; Filed, May 16, 1960; 8:47 a.m.]

[File No. 24W-2213]

ROSECROFT MUSIC CIRCUS, INC.

Order Temporarily Suspending Exemption, Statement of Reasons Therefor, and Notice of Opportunity for Hearing

MAY 11, 1960.

I. Rosecroft Music Circus, Inc. (issuer), a Maryland corporation, 6732 Holabird Avenue, Dundalk, Baltimore, Maryland, filed with the Commission on February 10, 1959, a notification on Form 1-A and an offering circular relating to an offering of 500 shares of its $100 par value common stock at $50 per share and 250 debentures in the principal amount of $400, for an aggregate amount of $125,000 for the purpose of obtaining an exemption from the registration requirements of the Securities Act of 1933, as amended, pursuant to the provisions of section 3(b) thereof and Regulation A promulgated thereunder.

II. The Commission has reasonable cause to believe that the terms and conditions of Regulation A have not been complied with in that:

1. The issuer failed to file a revised offering circular as required by Rule 256(e) under Regulation A.

2. The issuer failed to file a Form 2-A report as required by Rule 260 under Regulation A.

III. *It is ordered,* Pursuant to Rule 261 of the general rules and regulations under the Securities Act of 1933, as amended, that the exemption under Regulation A be, and it hereby is, temporarily suspended.

Notice is hereby given that any person having any interest in the matter may file with the Secretary of the Commission a written request for hearing within thirty days herefrom; that within twenty days after receipt of such request, the Commission will, or at any time upon its own motion may, set the matter down for hearing at a place to be designated by the Commission for the purpose of determining whether this order of suspension should be vacated or made permanent, without prejudice however, to the consideration and presentation of additional matters at the hearing, that if no hearing is requested and none is ordered by the Commission, the order shall become permanent on the thirtieth day after its entry and shall remain in effect unless or until it is modified or vacated by the Commission, and that notice of the time and place for said hearing will be promptly given by the Commission.

By the Commission.

[SEAL] NELLYE A. THORSEN,
Assistant Secretary.

[F.R. Doc. 60-4414; Filed, May 16, 1960; 8:47 a.m.]

SMALL BUSINESS ADMINISTRATION

[Delegation of Authority No. 30–XIII–5 (Rev. 1)]

BRANCH MANAGER, PORTLAND, OREGON

Delegation Relating to Financial Assistance, Procurement and Technical Assistance, and Administrative Functions

I. Pursuant to the authority delegated to the Regional Director by Delegation of Authority No. 30 (Revision 6) (25 F.R. 1706), there is hereby delegated to the Branch Manager, Portland, Oregon, the authority:

A. *Financial assistant.* 1. To approve or decline Limited Loan Participation loans.

2. To approve or decline disaster loans not in excess of $50,000.

3. To approve but not decline direct business loans in an amount not exceeding $20,000.

4. To approve but not decline participation loans in an amount not exceeding $100,000.

5. To execute loan authorizations for Washington approved loans and for loans approved under delegated authority, said execution to read as follows:

(Name), *Administrator.*
By ----------
(Name)
Branch Manager.

6. To disburse approved loans.

7. To enter into Disaster Loan Participation Agreements with banks.

8. To cancel, reinstate, modify and amend authorizations for business or disaster loans.

9. To extend the disbursement period on all loan authorizations or undisbursed portions of loans.

10. To approve, when requested, in advance of disbursement, conformed copies of notes and other closing documents and certify to the participating bank that such documents are in compliance with the participation authorizations.

11. To approve service charges by participating bank not to exceed 2% per annum on the outstanding balance in connection with construction loans and loans involving accounts receivable and inventory financing.

12. To take all necessary actions in connection with the administration, servicing and collection of all loans and other obligations or assets, including collateral purchased, and to do and to perform, and to assent to the doing and performance of, all and every act and thing requisite and proper to be done for the purpose of effectuating the granted powers, including without limiting the generality of the foregoing:

(a) The assignment, endorsement, transfer and delivery (but in all cases without representation, recourse or warranty) of notes, claims, bonds, debentures, mortgages, deeds of trust, contracts, patents and applications therefor, licenses, certificates of stock and of deposit, and any other liens, powers, rights, charges on and interest in or to property of any kind, legal and equitable, now or hereafter held by the Small Business Administration or its Administrator.

(b) The execution and delivery of contracts of sale or of lease or sublease, quit-claim, bargain and sale or special warranty deeds, bills of sale, leases, subleases, assignments, subordinations, releases (in whole or part) of liens, satisfaction pieces, affidavits, proofs of claim in bankruptcy or other estates and such other instruments in writing as may be appropriate and necessary to effectuate the foregoing, hereby ratifying and confirming all that said Branch Manager shall do and cause to be done by virtue hereof.

13. To take the following actions in the administration of fisheries' loans:

(a) Amend loan authorizations;

(b) Extend the period of disbursement of loans of $50,000 or less for a period not to exceed four months;

(c) Amend the hull insurance provision of any authorization issued prior to January 31, 1958, for a loan of $20,000, or less;

(d) Cancel loan authorizations prior to disbursement upon the written request of the applicant;

(e) Disburse fisheries' loans in the same manner as SBA business loans; and

(f) Administer current fisheries' loans and those loans delinquent not more than 60 days within the same authority exercised with respect to SBA loans, except execute satisfactions, releases or partial release of Preferred Ship Mortgages, or other mortgages, deeds of trust, etc., securing fisheries' loans, or to postpone or change payments due or to endorse checks in payment of insurance claims when said checks are not being paid to the Government as a payment on a fishery loan.

B. *Procurement and technical assistance.* 1. To develop with Government procurement agencies required local procedures for implementing established inter-agency policy agreements, including but not limited to steps such as determining joint set-asides and representation at procurement and disposal centers.

C. *Administration.* 1. To administer oaths of office.

2. To approve (a) annual and sick leave; (b) leave without pay, not to exceed 30 days.

3. To (a) make emergency purchases chargeable to the administrative expense fund, not in excess of $10 in any one object class in any one instance but not more than $20 in any one month for total purchases in all object classes; (b) make purchases not in excess of $10 in any one instance for "one-time use items" not carried in stock subject to the total limitation set forth in (a) of this paragraph; and (c) to contract for the repair and maintenance of equipment and furnishing in an amount not to exceed $20 in any one instance.

4. To administratively approve all types of vouchers, invoices, and bills submitted by public creditors of the Agency for articles or service rendered.

5. To rent motor vehicles from the General Services Administration and to rent garage space for the storage of such vehicles when not furnished by this Administration.

D. *Correspondence.* To sign all correspondence, including Congressional correspondence, relating to the functions of the Branch Office, except correspondence involving new policy and correspondence to borrowers or guarantors containing any threat of legal actions.

II. The specific authority delegated herein may not be redelegated, except that the signing of routine correspondence relating to the functions of the Branch Office may be redelegated.

III. All authority delegated herein may be exercised by any SBA employee designated as Acting Branch Manager.

IV. All previous authority delegated by the Regional Director to the Branch Manager is rescinded without prejudice to actions taken under such delegations of authority prior to the date hereof.

Effective date: April 27, 1960.

NEAL E. TOURTELLOTTE,
Regional Director.

[F.R. Doc. 60–4415; Filed, May 16, 1960; 8:48 a.m.]

DEPARTMENT OF JUSTICE

Office of Alien Property

JULIUS SCHWYZER

Notice of Intention To Return Vested Property

Pursuant to section 32(f) of the Trading With the Enemy Act, as amended, notice is hereby given of intention to return, on or after 30 days from the date of publication hereof, the following property, subject to any increase or decrease resulting from the administration thereof prior to return, and after adequate provision for taxes and conservatory expenses:

Claimant, Claim No., Property, and Location

Dr. Julius Schwyzer, Zurich, Switzerland; $161.63 in the Treasury of the United States.

All right, title, interest and claim of whatsoever kind or nature in and to the copyright relating to the work "Fabrikation Pharmazeutischer und Chemisch-Technischer Produkte" to the extent owned by Dr. Julius Schwyzer immediately prior to the vesting thereof by Vesting Order No. 500A–78.

Vesting Order No. 500A–78; Claim No. 37394.

Executed at Washington, D.C., on May 10, 1960.

For the Attorney General.

[SEAL] PAUL V. MYRON,
Deputy Director,
Office of Alien Property.

[F.R. Doc. 60–4417; Filed, May 16, 1960; 8:48 a.m.]

ERMINIO ANDREAE

Notice of Intention To Return Vested Property

Pursuant to section 32(f) of the Trading With the Enemy Act, as amended, notice is hereby given of intention to return, on or after 30 days from the date of publication hereof, the following property, subject to any increase or decrease resulting from the administration thereof prior to return, and after adequate provision for taxes and conservatory expenses:

Claimant, Claim No., Property, and Location

Erminio Andreae, Rapallo, Italy; Marion Andreae Mori, Rome, Italy; $96.50 in the Treasury of the United States, one-half thereof to each claimant.

Vesting Order No. 14367; Claim No. 60762.

Executed at Washington, D.C., on May 10, 1960.

For the Attorney General.

[SEAL] PAUL V. MYRON,
Deputy Director,
Office of Alien Property.

[F.R. Doc. 60-4418; Filed, May 16, 1960; 8:48 a.m.]

INTERSTATE COMMERCE COMMISSION

[Notice 313]

MOTOR CARRIER TRANSFER PROCEEDINGS

MAY 12, 1960.

Synopses of orders entered pursuant to section 212(b) of the Interstate Commerce Act, and rules and regulations prescribed thereunder (49 CFR Part 179), appear below:

As provided in the Commission's special rules of practice any interested person may file a petition seeking reconsideration of the following numbered proceedings within 20 days from the date of publication of this notice. Pursuant to section 17(8) of the Interstate Commerce Act, the filing of such a petition will postpone the effective date of the order in that proceeding pending its disposition. The matters relied upon by petitioners must be specified in their petitions with particularity.

No. MC-FC 63041. By order of May 10, 1960, the Transfer Board approved the transfer to LeRoy G. Loomis, Wayne L. Loomis, Donald E. Loomis and Harold R. Loomis, doing business as Loomis and Sons, Onawa, Iowa, of Certificates Nos. MC 136 and MC 136 Sub 1, issued October 5, 1949 and April 21, 1960, respectively, to LeRoy G. Loomis, Charles G. Loomis, Wayne L. Loomis, Donald E. Loomis, and Harold R. Loomis, doing business as Loomis and Sons, Onawa, Iowa, authorizing the transportation of: Household goods, emigrant movables, farm machinery, livestock, hay, and grain, between Onawa, Iowa, and points within 15 miles of Onawa, on the one hand, and, on the other, points in Nebraska north and east of a line beginning at Omaha, Nebr., and extending along U.S. Highway 6 to Fairmont, Nebr., thence along U.S. Highway 81 to the Missouri River; poultry and livestock feeders, from Onawa, Iowa, to points in Nebraska; and livestock and poultry feeds, between Onawa, Iowa, and points in Nebraska.

No. MC-FC 63091. By order of May 10, 1960, the Transfer Board approved the transfer to Burbank Van & Storage Co., a corporation, Burbank, Calif., of Certificate No. MC 34084, issued September 9, 1952, to Roy F. Link, doing business as Burbank Van & Storage Co., and Burbank Storage Co., Burbank, Calif., authorizing the transportation of: Household goods, between Burbank Calif., and Los Angeles, Calif. Howard C. Alphson, 727 West Seventh Street, Los Angeles 17, Calif., for applicants.

No. MC-FC 63117. By order of May 11, 1960, the Transfer Board approved the transfer to Kalina Towing Service, Inc., Chicago, Ill., of Certificate No. MC 88994, issued September 17, 1954, in the name of Roy E. Malmgren, Jr., and Chester Workman, a partnership, doing business as Burke Towing Service, Chicago, Ill., authorizing the transportation of wrecked and disabled motor vehicles, over irregular routes, from points in Indiana, Michigan, and Wisconsin, to Chicago, Ill., and points within 35 miles of Chicago, with no transportation for compensation on return. James L. Clark, President, Kalina Towing Service, Inc., 5046 West Jackson Boulevard, Chicago, Ill., for applicants.

No. MC-FC 63181. By order of May 10, 1960, the Transfer Board approved the transfer to Sol Cohen & Sons, Inc., Rockaway, N.Y., of the operating rights set forth in Certificate No. MC 20491, issued by the Commission August 1, 1952, to William F. Kirby, Jr., doing business as Gene-Eddie's Vans, Brooklyn, N.Y., authorizing the transportation, over irregular routes, of household goods, between New York, N.Y., on the one hand, and, on the other, points in Massachusetts, Rhode Island, Connecticut, New York, New Jersey, Pennsylvania, Delaware, Maryland, Virginia, West Virginia, North Carolina, South Carolina, and Washington, D.C. Arthur J. Piken, 160 Jamaica Avenue, Jamaica 32, N.Y., for applicants.

No. MC-FC 63214. By order of May 10, 1960, the Transfer Board approved the transfer to Gehring Drayage Co., Inc., St. Louis, Mo., of Certificate No. MC 110082, issued May 4, 1959, in the name of Morris Erlich, doing business as Junior-Fenton Express Company, St. Louis, Mo., authorizing the transportation of general commodities, excluding household goods, commodities in bulk and various specified commodities, between points in the St. Louis, Mo.-East St. Louis, Ill., Commercial Zone, as defined by the Commission, on the one hand, and, on the other, points in St. Louis County, Mo., which are not within the specified commercial zone. Austin C. Knetzger, 722 Chestnut Street, St. Louis 1, Mo., for applicants.

No. MC-FC 63216. By order of May 11, 1960, the Transfer Board approved the transfer to Benjamin Brothers, Inc., Philadelphia, Pa., of the operating rights set forth in Certificate No. MC 84450, issued by the Commission June 5, 1953, to Joseph Benjamin, Jr., Morris Benjamin, Ellis Benjamin, and Aaron Benjamin, a Partnership, doing business as Benjamin Brothers, Philadelphia, Pa., authorizing the transportation, over irregular routes, of green salted hides, tanning materials, fish oil, in barrels, uncrated machinery, and articles requiring specialized handling or rigging because of size or weight, and machinery and articles requiring specialized handling or rigging because of size or weight, hides and tallow, and general commodities, excluding household goods, commodities in bulk, and other specified commodities, from, to, and between specified points in New Jersey, New York, Pennsylvania, Delaware, Maryland, Connecticut, and the District of Columbia. G. Donald Bullock, 211 East 51st Street, New York, 22, N.Y., for applicants.

No. MC-FC 63232. By order of May 10, 1960, the Transfer Board approved the transfer to Texas Food Express, Inc., Dallas, Texas, of the "grandfather" operating rights claimed to have been performed by Nabors Truck Lines, Inc., Dallas, Texas, under section 7 of the Transportation Act of 1958, (72 Stat. 574), for which a certificate is sought in Docket No. MC 117984 for the transportation of frozen fruits, frozen berries, frozen vegetables, poultry and poultry parts, fish, including shellfish, and shrimp, and seafood, including fish and seafood pies, meals or dinners, when in mixed or straight shipments with frozen fruits and vegetables, bananas fresh, garlic dry, nuts in shell, and vegetables fresh, when in mixed or straight shipment with bananas, from points in Washington, Oregon, California, Louisiana, Michigan, Wisconsin, and Texas to points in California, Texas, Arizona, Colorado, Kansas, Utah, Oregon, Washington, Arkansas, Tennessee, Oklahoma, Wisconsin, Michigan, and Louisiana. John J. Fisher, Mercantile Bank Building, Dallas 1, Tex., for applicants.

[SEAL] HAROLD D. MCCOY,
Secretary.

[F.R. Doc. 60-4370; Filed, May 16, 1960; 8:45 a.m.]

FOURTH SECTION APPLICATIONS FOR RELIEF

MAY 12, 1960.

Protests to the granting of an application must be prepared in accordance with Rule 40 of the general rules of practice (49 CFR 1.40) and filed within 15 days from the date of publication of this notice in the FEDERAL REGISTER.

LONG-AND-SHORT-HAUL

FSA No. 36231: *Cement—Kosmosdale, Ky., to central territory.* Filed by Traffic Executive Association-Eastern Railroads, Agent (CTR No. 2433), for interested rail carriers. Rates on cement and related articles, as described in the application, in carloads, from Kosmosdale, Ky., to specified points in Illinois, Indiana, Ohio, and West Virginia.

Grounds for relief: Market competition.

Tariff: Supplement 30 to Traffic Executive Association-Eastern Railroads tariff I.C.C. C–56 (Hinsch series).

FSA No. 36232: *Cement and related articles—East to the south.* Filed by Traffic Executive Association-Eastern Railroads, Agent (ER No. 2540), for interested rail carriers. Rates on cement and related articles, in carloads, from points in trunk-line territory, to points in southern territory, also trunk-line territory border points.

Grounds for relief: Market competition, short-line distance formula, and grouping.

Tariffs: Supplement 10 to The Baltimore and Ohio Railroad Company's tariff I.C.C. 24452 and 11 other schedules listed in appendix A of the application.

FSA No. 36233: *Proportional rates on newsprint to the southwest.* Filed by Southwestern Freight Bureau, Agent (No. B–7788), for interested rail carriers. Rates on newsprint paper, in carloads, from Upper Mississippi River Crossings on traffic originating in Canada, to specified points in southwestern territory.

Grounds for relief: Equalization of combination rates.

Tariff: Supplement 311 to Southwestern Freight Bureau tariff I.C.C. 4204.

FSA No. 36234: *Plastic Sheets—Texas to Mississippi River crossings.* Filed by Southwestern Freight Bureau, Agent (No. B–7789), for interested rail carriers. Rates on plastic sheets, in carloads, from specified points in Texas, to Mississippi River crossings Memphis, Tenn., and south.

Grounds for relief: Competition with other synthetic plastics.

Tariffs: Supplements 17 and 691 to Southwestern Freight Bureau tariffs I.C.C. 4342 and 4139, respectively.

FSA No. 36235: *Cement—Ward Spur, Tex., to southwestern and WTL territories.* Filed by Southwestern Freight Bureau, Agent (No. B–7795), for interested rail carriers. Rates on cement and related articles, in carloads, as described in the application, from Ward Spur, Tex., to points in southwestern and western trunk-line territories.

Grounds for relief: Motor-truck competition.

Tariff: Supplement 32 to Southwestern Freight Bureau tariff I.C.C. 4325.

FSA No. 36236: *Cement—Hagerstown (Security), Md., to the south.* Filed by O. W. South, Jr., Agent (SFA No. A3950), for interested rail carriers. Rates on cement and related articles, in carloads, as described in the application from Hagerstown (Security), Md., to points in southern territory.

Grounds for relief: Motor-truck competition, short-line distance formula, and grouping.

Tariff: Supplement 20 to Southern Freight Association tariff I.C.C. S–61.

By the Commission.

[SEAL] HAROLD D. McCOY, *Secretary.*

[F.R. Doc. 60–4420; Filed, May 16, 1960; 8:48 a.m.]

CUMULATIVE CODIFICATION GUIDE—MAY

The following numerical guide is a list of the parts of each title of the Code of Federal Regulations affected by documents published to date during May.

3 CFR

	Page
PROCLAMATIONS:	
3019	4343
3025	4343
3195	4343
3345	4273
3346	4273
3347	4343
EXECUTIVE ORDERS:	
Jan. 12, 1882	4323
Nov. 17, 1887	4323
4225	4150
10075	4150

5 CFR

1	3925
6	3849, 4067, 4313
25	3925
325	4233

6 CFR

50	3835
306	4157
371	4157
421	3915, 3920, 4067, 4233
477	4274
481	3835
482	3835
502	3883
503	4313
517	4071

7 CFR

1	3925
68	3926
301	4127
362	4073
718	4129
719	4129
723	3927
725	3935
728	4130, 4313
922	3849, 4074, 4159, 4316
953	3835, 4074, 4130, 4316
957	4274
1102	4237
1103	4237
1104	4237
1105	4237
PROPOSED RULES:	
51	3986, 4183
52	4324
727	4137
911	4351
922	4089
928	4327
936	4184
937	4184
943	4352
968	4089
982	4352
1028	4093
1030	4184
1032	4285

8 CFR

231	4275

10 CFR

8	4075

14 CFR

20	4344
26	3849
40	3850
41	3850
46	3850
50	4344
241	4130
406	3946
507	3836, 3850, 3851, 3883, 4076, 4131, 4132, 4237, 4275, 4317, 4345, 4346
600	3947, 4077, 4160, 4276–4279, 4346–4348
601	3947, 4077–4079, 4160, 4277–4279, 4347–4349
602	3851, 3883, 3948, 4160, 4280
608	3836
609	3884, 3888
610	4132
617	3852
PROPOSED RULES:	
60	4082, 4083, 4202
296	3856
297	3856
507	3858, 4085, 4289
514	4139
600	3858, 4260, 4290, 4291
601	3858, 4085–4089, 4204, 4290, 4291
602	3898, 4261
608	4204

15 CFR

372	3836
373	3836
380	3836
381	3852

16 CFR

13	4238, 4349
303	4317
PROPOSED RULES:	
303	4205

19 CFR

3	4079
4	4079
10	4136
14	3948
16	3948

21 CFR

120	3837
121	3837, 3838, 4079, 4161, 4318
141c	3838
146	4161
146c	3838
PROPOSED RULES:	
17	3840
27	3987
51	4114
120	3988, 4201, 4354
121	3898, 4201

22 CFR

11	4238